



2002

**NURSERYMAN, NURSERY AGENTS, NURSERY
OUTLETS LIST,
NURSERY ACTS, NURSERY RULES
&
STATE PLANT QUARANTINES**

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CHAPTER 15

UTAH NURSERY ACT

Section

- 4-15-1. Short title.
- 4-15-2. Definitions.
- 4-15-3. Department authorized to make and enforce regulations.
- 4-15-4. Unlawful to offer nursery stock for sale or to solicit orders for nursery stock without license.
- 4-15-5. License - Application - Fees - Expiration - Renewal.
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- 4-15-7. Inspection - Issuance of certificate - Destruction of infested or diseased stock.
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- 4-15-9. Nursery stock offered or advertised for sale - Unlawful to misrepresent name, origin, grade, variety, quality or vitality - Information required in advertisements.
- 4-15-10. Infested or diseased stock not to be offered for sale - Identification of "nonestablished container stock" - Requirements for container stock - Inspected and certified stock only to be offered for sale - Prohibition against coating aerial plant surfaces.
- 4-15-11. Enforcement - Inspection - Stop sale order - Procedure - Warrants.
- 4-15-12. Suspension or revocation - Grounds - Notice and hearing.
- 4-15-13. Repealed.

4-15-1. Short title.

This chapter shall be known and may be cited as "The Utah Nursery Act."

4-15-2. Definitions.

As used in this chapter:

(1) "Balled and burlapped stock" means nursery stock which is removed from the growing site with a ball of soil containing its root system intact and encased in burlap or other material to hold the soil in place;

(2) "Bare-root stock" means nursery stock which is removed from the growing site with the root system free of soil;

(3) "Container stock" means nursery stock which is transplanted in soil or in a potting mixture contained within a metal, clay, plastic, or other rigid container for a period sufficient to allow newly developed fibrous roots to form so that if the plant is removed from the container its root-media ball will remain intact;

(4) "Etiolated growth" means bleached and unnatural growth resulting from the exclusion of sunlight;

(5) "Minimum indices of vitality" mean standards adopted by the department to determine the health and vigor of nursery stock offered for sale in this state;

(6) "Nonestablished container stock" means deciduous nursery stock which is transplanted in soil

or in a potting mixture contained within a metal, clay, plastic, or other rigid container for a period insufficient to allow the formation of fibrous roots sufficient to form a root-media ball;

(7) "Nursery" means any place where nursery stock is propagated and grown for sale or distribution;

(8) "Nursery outlet" means any place or location where nursery stock is offered for wholesale or retail sale;

(9) "Nursery stock" means all plants, whether field grown, container grown, or collected native plants; trees, shrubs, vines, grass sod; seedlings, perennials, biennials; and buds, cuttings, grafts, or scions grown or collected or kept for propagation, sale, or distribution; except that it shall not mean dormant bulbs, tubers, roots, corms, rhizomes, pips; field, vegetable, or flower seeds; or bedding plants, annual plants, florists' greenhouse or field-grown plants, flowers or cuttings;

(10) "Place of business" means each separate nursery, or nursery outlet, where nursery stock is offered for sale, sold, or distributed;

(11) "Packaged stock" means bare-root stock which is packed either in bundles or in single plants with the roots in some type of moisture-retaining material designed to retard evaporation and hold the moisture-retaining material in place.

4-15-3. Department authorized to make and enforce regulations.

The department is authorized, subject to the Utah [Administrative] Rulemaking Act, to make and enforce such regulations as in its judgment are necessary to administer and enforce this chapter.

4-15-4. Unlawful to offer nursery stock for sale or to solicit orders for nursery stock without license.

It is unlawful for any person in this state to offer nursery stock for sale at a nursery or nursery outlet, or to solicit or receive orders for nursery stock for a person who regularly engages in the business of operating a nursery or nursery outlet, without a license issued by the department.

4-15-5. License - Application - Fees - Expiration - Renewal.

(1) Application for a license to operate a nursery or nursery outlet or to solicit or receive orders of nursery stock for a person regularly engaged in the business of operating a nursery or nursery outlet shall be made to the department on forms prescribed and furnished by it. Upon receipt of a proper application and compliance with applicable regulations, and payment of a license fee determined by the department pursuant to Subsection 4-2-2(2) for each place of business where the applicant intends to offer nursery stock for wholesale or retail sale, or the payment of a fee determined by the department pursuant to Subsection 4-2-2(2) in the case of an agent, the commissioner, if satisfied the convenience and necessity of the industry and the public will be served, shall issue a license to engage in the otherwise proscribed activity through December 31 of the year in which the license is issued, subject to suspension or revocation for cause.

(2) A license to operate a nursery or nursery outlet or an agent's license is renewable on or before December 31 of each year for a period of one year upon the payment of an annual license renewal fee determined by the department pursuant to Subsection 4-2-2(2).

4-15-6. Nursery stock for wholesale or retail sale - Graded and sized - Labels and tags - Information to appear on label or tag.

Each type of nursery stock delivered to a nursery or nursery outlet for subsequent wholesale or

retail sale shall be sized and graded in accordance with the applicable regulations of the department and shall bear a tag or label with the name, grade, size, and variety of the stock. Each bundle, single lot, or single nursery stock sold at retail shall bear a secure tag or label with the common or botanical name, grade, size, and variety of the stock legibly printed or written on it.

4-15-7. Inspection - Issuance of certificate - Destruction of infested or diseased stock.

(1) Each nursery shall be inspected by the department at least once each year. If upon inspection it appears that the nursery and its stock are free of insect pests and plant disease the department shall issue a certificate to that effect to the nursery.

(2) Each nursery outlet shall be inspected by the department at least once each year during the period nursery stock is offered for retail sale. An inspection certificate may be issued by the department to a nursery outlet to permit the interstate shipment of nursery stock if the stock contemplated for shipment appears free of insect pests and plant disease.

(3) Nursery stock found to be infested with insect pests or infected with plant disease shall be destroyed or otherwise treated as determined by the department.

4-15-8. Transport of out-of-state nursery stock to Utah - Certificate of inspection to be filed with department by out-of-state nurseries - Option in department to accept exchange list in lieu of certificate of inspection - Imported stock to be tagged - Treatment of stock not tagged.

(1) Out-of-state nurseries and nursery outlets transporting nursery stock to a nursery or nursery outlet in this state shall annually deliver to the department a certified duplicate copy of the "state of origin" certificate of inspection for each such out-of-state nursery or nursery outlet; provided, that the department may accept and exchange a list of certified or licensed out-of-state nurseries or nursery outlets in lieu of a certificate of inspection for each such individual nursery or nursery outlet.

(2) Nursery stock originating outside and imported into this state for customer delivery or for resale shall bear a tag stating that the nursery stock has been inspected and certified free from plant pests and disease. The tag shall also bear the name and address of the shipper or consignor. A shipment of nursery stock destined for delivery in this state which is not accompanied with such a tag may be returned to the owner or consignor at such person's expense, or may be destroyed, or otherwise disposed of by the department without compensation to the owner or consignor.

4-15-9. Nursery stock offered or advertised for sale - Unlawful to misrepresent name, origin, grade, variety, quality or vitality - Information required in advertisements.

No person shall misrepresent the name, origin, grade, variety, quality, or indice of vitality of any nursery stock advertised or offered for sale at a nursery or nursery outlet. All advertisements of nursery stock shall clearly state the name, size, and grade of the stock where applicable.

4-15-10. Infested or diseased stock not to be offered for sale - Identification of "nonestablished container stock" - Requirements for container stock - Inspected and certified stock only to be offered for sale - Prohibition against coating aerial plant surfaces.

(1) Nursery stock which is infested with plant pests, including noxious weeds, or infected with disease or which does not meet minimum indices of vitality shall not be offered for sale.

(2) All nonestablished container stock offered for sale shall be identified by the words

"nonestablished container stock" legibly printed on a water resistant tag which states the length of time it has been planted or the date it was planted and shall not be offered for sale in any manner which leads a purchaser to believe it is container stock.

(3) All container stock offered for sale shall be established with a root-media mass that will retain its shape and hold together when removed from the container.

(4) No nursery stock other than officially inspected and certified stock shall be offered for wholesale or retail sale in this state.

(5) Colored waxes or other materials which coat the aerial parts of a plant and change the appearance of the plant surface are prohibited.

4-15-11. Enforcement - Inspection - Stop sale order - Procedure - Warrants.

(1) The department may issue a "stop sale" order to any nursery or nursery outlet which it finds, or has reason to believe, is offering, advertising, or selling nursery stock in violation of Section 4-15-10. The "stop sale" order shall be in writing and no nursery stock subject to it shall be advertised or sold, except upon subsequent written release by the department.

(2) The department is authorized for the purpose of ascertaining compliance with this chapter to enter and inspect any nursery or nursery outlet where nursery stock is kept during their business hours. If access for the purpose of inspection is denied, the department may proceed immediately to the nearest court of competent jurisdiction and obtain an ex parte warrant or its equivalent to permit inspection of the nursery or nursery outlet.

4-15-12. Suspension or revocation - Grounds - Notice and hearing.

The department may suspend or revoke the license of any nursery, nursery outlet, or agent that violates Section 4-15-9 or 4-15-10; provided, that no suspension or revocation shall be effective until after the nursery, nursery outlet, or agent is afforded notice and a hearing.

4-15-13. Repealed.

R68-6. Rule Pertaining to the Utah Nursery Act.

- R68-6-1. Authority.
- R68-6-2. Terms Defined.
- R68-6-3. Labeling.
- R68-6-4. Condition of Nursery Stock.
- R68-6-5. Standards for Nursery Stock.
- R68-6-6. Effective Date.

R68-6-1. Authority.

Promulgated under authority of Title 4, Chapter 15, Section 3 Utah Code Annotated, 1953 as amended.

R68-6-2. Terms Defined.

All terms used in these rules shall have the meaning set forth for such items in the Act.

R68-6-3. Labeling.

A. In order to identify nursery stock properly, whenever it is shipped, delivered, or transported to any purchaser, at least one label bearing the name, size, variety, and grade (where applicable) shall be attached to each separate species or variety.

B. Whenever a grade or size designation is used or implied in labeling or in an advertisement referring to a kind of nursery stock for which grades or sizes have been established in these rules, the nursery stock so labeled or so advertised shall conform to the specifications of the particular grade or size as stated herein. Advertisements of such stock offered for sale in containers shall state plant grade or size, irrespective of the size of the container.

C. Non-established container stock shall be so identified by a water resistant tag on which the words "non-established container stock" are printed. The tags shall be not less than 2 x 4 inches in size with lettering of 24 point Gothic type. The minimum length of time the stock has been planted in the container or the date the stock was planted in the container must also be stated on the tag. The tag shall bear only the required labeling. It shall be the responsibility of the supplier of non-established container stock to adequately label such stock as provided herein.

D. All roses shall be labeled by grade for individual plants, bundles, or single lots.

R68-6-4. Condition of Nursery Stock.

A. Any nursery stock which, in the judgment of the Commissioner or his authorized agents, does not meet the following minimum indices of vitality shall be removed from sale.

1. Woody-stemmed deciduous stock, such as fruit and shade trees, rose bushes, and shrubs shall have moist tissue in the stem or stems and branches and shall have viable buds or unwilted growth sufficient to permit the nursery stock to live and grow in a form characteristic of the species when planted and given reasonable care, except that in the case of rose bushes each stem must show moist, green undamaged cambium in at least the first 8 inches above the graft. Any single stem on a rose bush not meeting this specification shall disqualify the entire plant: PROVIDED, that a bush may be pruned to comply with the specification if at least two stems meeting the specification remain and

the grade designation is changed accordingly.

2. Hardy herbaceous biennials or perennial when in a wilted, rotted, or any other condition indicative of poor vitality shall not be sold or offered for sale in Utah.

3. Any bare-rooted or prepackaged woody-stemmed nursery stock having in excess of two inches of etiolated or otherwise abnormal growth from individual buds shall not be sold or offered for sale.

4. Balled and burlapped stock in a weakened condition as evidenced by dieback or dryness of earthball or foliage, or such stock having broken or loose earthballs shall not be sold or offered for sale.

5. Stock offered for sale in containers. The container shall be sufficiently rigid to hold the ball shape, protecting the root mass during shipment.

a. Container stock offered for sale shall be healthy, vigorous, wellrooted, and established in the container in which it is sold. The tops of the plants shall be of good quality and in a healthy growing condition. Sufficient new fibrous roots shall have developed so that the root mass will retain its shape and hold together when removed from the container. This shall be evidenced in each case by the earthball of such stock remaining reasonably intact upon removing it from the container.

b. Non-established container stock offered for sale shall be deciduous stick which shows good top quality and a vigorous healthy growing condition. The potting media shall be capable of sustaining satisfactory plant growth. Evergreen stock shall not be offered for sale in containers unless it is well established in the container.

R68-6-5. Standards for Nursery Stock.

A. Nursery stock offered for sale in Utah shall meet the grade and size standards as set forth herein.

1. Deciduous Trees.

a. Caliper Measurements. Caliper shall be the determining measurement in grading. Caliper of the trunk shall be taken 6 inches above the ground level up to and including 4 inch caliper size and 12 inches above the ground level for larger sizes.

b. Height Measurements. Height shall be given in single foot units up to 6 feet; example 5-6 feet over 6 feet height shall be given in double foot units; example; 6-8 feet, 12-14 feet.

2. Deciduous Shrubs.

a. Height Measurement.

(1) Dwarf and Semi-dwarf Shrubs: State height in inches up to 24 inches; usually in 3 inch series; examples: 3-6 inches; 6-9 inches Larger than 24 inches state height in feet with 1/2 foot series; example 2 to 2-1/2 feet, 2-1/2 to 3 feet.

(2) Strong Growing Shrubs: State height in 6 inch series up to 24 inches; example: 12-18 inches; over 24 inches by single feet up to 6 feet; then in double feet above 6 feet; example: 8-10 feet.

3. Coniferous Evergreens.

a. Spreading Types.

(1) Measurement designates spread (height not considered). Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to four feet. Use 1 foot intervals from 4 feet up.

(2) Measurement should be average of plant and not the greatest diameter. Plants properly trimmed and transplanted should measure the same in any direction. If a plant is uneven, for example 15 inches the widest way and 9 the narrowest, it should be classified as 12 inch stock.

b. Semi-Spreading Type.

(1) Measurement designates spread. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 4 feet. Use 1 foot intervals from 4 feet up.

(2) Measurement should be average as in Spreading Type. Height of first-class material will be at least one-half of the spread. Above 3 feet, the height will be less than spread, varying somewhat according to natural growth of the particular species and method of handling.

c. Globe or Dwarf Type.

(1) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 4 feet. Use 1 foot intervals from 4 feet up.

(2) Spread will usually be equal to height in well grown material up to twelve inches. From thereon, there will be a variation of spread to height depending on the variety.

d. Cone Type.

(1) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 5 feet. Use 1 foot intervals from 5 to 8 feet. Use 2 foot intervals from 8 feet up.

(2) The ratio of height to spread of properly grown material should not be less than 4 to 2-1/2.

e. Broad Upright Type.

(1) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 5 feet. Use 1 foot intervals from 5 to 8 feet. Use 2 foot intervals from 8 feet up.

(2) This group includes all the broader, upright growing evergreens which develop a straight sided form with many upright branches or "leaders."

(3) The ratio of height to spread of properly grown material should not be less than 4 to 2.

f. Columnar Type.

(1) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 5 feet. Use 1 foot intervals from 5 feet to 8 feet. Use 2 foot intervals from 8 feet up.

(2) This group includes all the upright growing evergreens which naturally develop a straight-sided form or one that tapers only slightly from the ground to a point more than half the height.

(3) The broader types will usually have a ratio of height to spread of 4 to 1. Many forms, however, will not attain this ratio and even those of broad habit may be trimmed to advantage into a narrowed form. However, in most cases the ratio of height to spread should not be less than 5 to 1, except with certain specialty types which characteristically grow more narrow.

4. Broadleaf Evergreens.

a. Measurement of height should be where the branches start, and not at the ground, if the plant is leggy. It should stop where the main part of the plant ends, and not to the tip of a thin shoot.

(1) Spreading Type.

Measurement designates spread (height not considered). Use 3 inch intervals up to 24 inches. Use 6 inch intervals from 24 inches to 4 feet. Use 1 foot intervals over 4 feet.

(2) Semi-Spreading Type.

Measurement designates spread (height not considered). Use 3 inch intervals up to 24 inches. Use 6 inch intervals from 24 inches to 4 feet. Use 1 foot intervals over 4 feet.

(3) Globe or Dwarf Type.

(a) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 4 feet. Use 1 foot intervals from 4 feet up.

(b) Spread will usually be equal to or only slightly less than the height, but in no case will the ratio be more than 2 to 1 or height more than twice spread.

(4) Broad Upright Type.

(a) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 3 feet. Use 1 foot intervals from 3 feet up.

(b) This group includes all of the larger growing upright broadleaves which vary considerably in ratio of spread to height. Well-grown material will in most cases have a height equal to if not

greater than the spread. However, the spread should not be less than two thirds of the height.

(5) Cone Type.

(a) Measurement designates height. Use 3 inch intervals up to 18 inches. Use 6 inch intervals from 18 inches to 3 feet. Use 1 foot intervals from 3 feet up.

(b) This type includes all upright growing broadleaf evergreens which naturally develop into a conical form. Well-grown material will have a ratio of height to spread of 3 to 1. A greater spread is acceptable.

5. Rose Grades.

a. The standards specified apply only to field-grown two-year roses when sold either bare-root, individually wrapped and packaged, or in containers. All grades of roses must have a well-developed root system and have proportionate weight and caliper according to grade and variety. Roses shall be graded by size, number and length of canes, and proper consideration should be given to weight and caliper of canes, depending upon grade and variety. The specifications outlined for length of canes are applicable before pruning in preparation for sale. If the cut-back is less than the length specified for various approved grades, then the grade shall be determined by caliper of the cane. Packaged roses shall have a minimum cane length of 8 inches and shall comply with the caliper requirements for the various approved grades. Roses offered for sale in containers may be cut back to a minimum of 4 inches above the bud union at the time they are potted, and still comply with the grade in which they were classified prior to pruning in preparation for potting.

(1) Hybrid Tea, Tea, Grandiflora, Hybrid Perpetual, Moss and Miscellaneous Bush Roses.

(a) Grade No. 1. Three or more strong canes, two of which are to be 16 inches and up, and one cane to be 18 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 3/8 inch.

(b) Grade No. 1-1/2. Two or more strong canes, to be 13 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 5/16 inch.

(c) Grade No. 2. Two or more strong canes 10 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified length shall be 1/4 inch.

(2) Floribunda Roses.

(a) Grade No. 1. Three or more strong canes, two of which are to be 15 inches and up, branches not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 5/16 inch.

(b) Grade No. 1-1/2. Two or more strong canes to be 14 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 1/4 inch.

(c) Grade No. 2. Two or more strong canes to be 12 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 3/16 inch.

(3) Polyantha, Dwarf, and Light Growing Floribunda Roses.

(a) Grade No. 1. Four or more canes, all to be 12 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 1/4 inch.

(b) Grade No. 1-1/2. Three or more canes, all to be 10 inches and up, branched not higher than 3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 3/16 inch.

(c) Grade No. 2. Two or more strong canes, both to be 10 inches and up, branched not higher than

3 inches above the bud union. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 1/8 inch.

(4) Climbing Roses.

(a) Grade No. 1. Three or more strong canes, 24 inches and up with the exception of Wichuraiana and Wichuraiana types, which are to have 4 strong canes each 24 inches and up, branched not higher than 3 inches above the bud union or crown. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 7/16 inch.

(b) Grade No. 1-1/2. Two strong canes, each 18 inches and up with the exception of Wichuraiana and Wichuraiana types which are to have 3 strong canes 18 inches and up, branched not higher than 3 inches above the bud union or crown. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 3/8 inch.

(c) Grade No. 2. Two strong canes, each 14 inches and up, with the exception of Wichuraiana and Wichuraiana types which are to have 3 strong canes 16 inches and up, branched not higher than 3 inches above the bud union or crown. Minimum caliper for this grade when the canes are cut back less than the specified lengths shall be 5/16 inch.

6. Vines and Ground Covers.

a. Fast Growing Vines.

(1) Two-year No. 1. Shall have heavy, well-branched tops with not less than 3 runners 18 inches and up and vigorous, well-developed root system.

(2) Two-year No. 2. Lighter grade below No. 1 standard but without defects, 3 runners 12 inches and up and a root system commensurate with the top.

b. Medium Growing Vines.

(1) Two-year No. 1. Shall have a heavy, well-branched top and vigorous, well-developed root system.

(2) Two-year Medium Lighter grade than No. 1. Without serious defects, top not as well branched. Root system must be in proportion to top.

c. Clump Type.

(1) Clump type shall be designated by age and heavy or light grade. Dormant plants may or may not have live runners. They shall have a well-developed root system and healthy well-developed crown.

d. Ground Covers.

(1) Dwarf Vines and Ground Cover are to be designated or described by age, size of clump and length of runners and other characteristics peculiar to the particular species offered.

R68-6-6. Effective Date.

This regulation shall become effective June 14, 1979.

CHAPTER 8

AGRICULTURAL FAIR TRADE ACT

Section

- 4-8-1. Short title.
- 4-8-2. Purpose declaration.
- 4-8-3. Definition.
- 4-8-4. Department functions, powers, and duties.
- 4-8-5. Unlawful acts specified.
- 4-8-6. Procedure for enforcement - Notice of agency action - Cease and desist order - Enforcement - Judicial review.
- 4-8-7. Defense to claim of illegal activity.
- 4-8-8. Repealed.

4-8-1. Short title.

4-8-2. Purpose declaration.

The Legislature finds and declares that in order to preserve the agricultural industry of this state it is necessary to protect and improve the economic status of persons engaged in the production of products of agriculture. To effectuate this policy, the Legislature determines it necessary to regulate the production and marketing of such products and to prohibit unfair and injurious trade practices. To that end this chapter shall be liberally construed.

4-8-3. Definition.

As used in this chapter, "products of agriculture" mean any product useful to the human species which results from the application of the science and art of the production of plants and animals.

4-8-4. Department functions, powers, and duties.

The department has and shall exercise the following functions, powers, and duties, in addition to those specified in Chapter 1 of this code:

- (1) general supervision over the marketing, sale, trade, advertising, storage, and transportation practices, used in buying and selling products of agriculture in Utah;
- (2) conduct and publish surveys and statistical analyses with its own resources or with the resources of others through contract, regarding the cost of production for products of agriculture, including transportation, processing, storage, advertising, and marketing costs; regarding market locations, demands, and prices for such products; and regarding market forecasts;
- (3) assist and encourage producers of products of agriculture in controlling current and prospective production and market deliveries in order to stabilize product prices at prices which assure reasonable profits for producers and at the same time ensure adequate market supplies;

and

(4) actively solicit input from the public and from interested groups or associations, through public hearings or otherwise, to assist in making fair determinations with respect to the production, marketing, and consumption of products of agriculture.

4-8-5. Unlawful acts specified.

It is unlawful for any person engaged in the production, processing, handling, marketing, sale or distribution of products of agriculture to:

(1) discriminate in price between two or more producers with respect to products of agriculture of like grade and quality;

(2) use any brand, label, container, or designation on products of agriculture not authorized by the department;

(3) promote or advertise the price of any product of agriculture which is required to be graded without displaying the grade of such product with prominence equal to that of the price; or

(4) make or permit the use of any false or misleading statement on any label or stencil affixed to a container or package containing products of agriculture or in any promotion or advertisement of such products.

4-8-6. Procedure for enforcement - Notice of agency action - Cease and desist order - Enforcement - Judicial review.

(1) (a) Whenever the department has reason to believe that a person has, or is engaged in, the violation of this chapter, it shall issue a notice of agency action.

(b) If the commissioner, or a hearing officer designated by the commissioner, determines by a preponderance of the evidence that any person named in the complaint has engaged, or is engaging, in an act that violates this chapter, the officer shall:

(i) prepare written findings of fact; and

(ii) issue an order requiring the person to cease and desist from the illegal activity.

(2) The department may petition any court of competent jurisdiction for enforcement of its cease and desist order.

(3) Any person who is subject to a cease and desist order may obtain judicial review.

(4) The attorney general's office shall represent the department in any original action or appeal begun under this section.

4-8-7. Defense to claim of illegal activity.

No person who acts in compliance with any regulation promulgated under authority of this chapter shall be deemed to be engaged in any illegal conspiracy or combination in restraint of trade or to be acting in furtherance of any illegal purpose.

4-8-8. Repealed.

Repeals. - Section 4-8-8, as enacted by Laws 1979, ch. 2, ' 9, making violations of the chapter class "B" misdemeanors, was repealed by Laws 1985,



UTAH DEPARTMENT OF AGRICULTURE AND FOOD
350 North Redwood Road
P.O. Box 146500
Salt Lake City, Utah 84114-6500
Utah Nursery License Application Information

IMPORTANT INFORMATION, READ CAREFULLY!

The Utah Nursery Act requires a nursery license for any person in this state before offering nursery stock for sale at a nursery or nursery outlet, or to solicit or receive orders for nursery stock from a person who regularly engages in the business of operating a nursery or nursery outlet, to be licensed by the department. All nursery licenses in the State of Utah **expire on December 31, of each year.** Applications for nursery license must be filed before January 1, of each year. All renewals not paid by the expiration date will be subject **to a \$25.00 late.**

There are three categories for the sale of nursery stock for which license is required:

1. Nurseryman - Any place where nursery stock is propagated and grown for sale or distribution.
2. Nursery Agent - A person who solicits and takes orders for the sale of nursery stock other than on the premises of a nursery or nursery outlet.
3. Nursery Outlet - Any place or location where nursery stock is offered for wholesale or retail, but is not propagated.

Please mark on the application which category you will be operating under. Only one category is needed.

All other information is for the department's use, so please fill out the application as completely as possible. For more information or service, please contact us.

Mail applications to:

UTAH DEPARTMENT OF AGRICULTURE AND FOOD
ATTN.: CLAIR A ALLEN
350 NORTH REDWOOD ROAD
PO BOX 146500
SALT LAKE CITY UT 84114-6500
Phone: (801) 538-7187 Fax: (801) 538-7189



UTAH DEPARTMENT OF AGRICULTURE AND FOOD

350 North Redwood Road

P.O. Box 146500

Salt Lake City, Utah 84114-6500

APPLICATION FOR LICENSE TO SELL NURSERY STOCK IN UTAH

Application and fees must be received before nursery stock is sold. The Utah Nursery Act Establishes three categories for the sale of nursery stock for which license is required:

1. Nurseryman - Any place where nursery stock is propagated and grown for sale or distribution
2. Nursery Agent - A person who solicits and takes orders for the sale of nursery stock other than on the premises of a nursery or nursery outlet.
3. Nursery Outlet - Any place or location where nursery stock is offered for wholesale or retail, but is not propagated.

In compliance with the Utah Act, I hereby apply for a license to sell nursery stock in the following category for the year 200____. Please check on:

_____(1801) Nurseryman (\$50.00)
_____(1802) Nursery Agent (\$25.00)
_____(1803) Nursery Outlet (\$50.00)

TYPE OF OPERATION

Please mark all that pertain to your operation.

___General Nursery	___Sod Production	___Native Plants
___Grocery Store	___Thrift Store	___Landscaping
___Bedding Plants	___others_____	

Business Name:

Business Address:

City _____
State _____ Zip _____
Owners Name _____
Telephone _____

Exact Location of business / Production Area

Address _____

City _____
State _____ Zip _____

Grower: ___ Number of acres in production. Greenhouse: ___ Square footage of Greenhouse

Owner's signature: _____ Date _____

THIS FORM MAYBE REPRODUCED FOR FUTURE LICENSING.

NURSERY LISTS

1801 "Nurseryman"

means

any place where nursery stock is propagated and grown for sale or distribution;

1802 "Nursery outlet"

means

any place or location where nursery stock is offered for wholesale or retail sale;

1803 "Nursery stock"

means

all plants, whether field grown, container grown, or collected native plants; trees, shrubs, vines, grass sod; seedlings, perennials, biennials; and buds, cuttings, grafts, or scions grown or collected or kept for propagation, sale, or distribution; except that it shall not mean dormant bulbs, tubers, roots, corms, rhizomes, pips; field, vegetable, or flower seeds; or bedding plants, annual plants, florists' greenhouse or field-grown plants, flowers or cuttings;

NURSERYMAN

1801,17471,3 MILE CREEK ORCHARD,3040 S. 1200 W.,PERRY,UT,84302
 1801,17582,3-H RIVER TURF FARM LLC,PO BOX 1433,ST. GEORGE,UT,84790
 1801,19980,A PLUS TURF FARMS,PO BOX 6,TRENTON,UT,84338
 1801,2524,ANDERSON SEED & GARDEN CENTER,69 W. CENTER,LOGAN,UT,84321
 1801,19222,ASPEN SOD FARM INC.,OAKRIDGE DRIVE,LAYTON,UT,84040
 1801,19087,BAKER WEST INC.,20495 BUTTEVILLE RD,HUBBARD,OR,97032
 1801,16244,BAKER'S BUD AND BRANCHES,440 N. 100 W.,HYDE PARK,UT,84318
 1801,9207,BALLARD'S NURSERY,237 W. 100 S. #84,HURRICANE,UT,84737
 1801,10377,BASIN NURSERY & GARDEN CENTER,3150 NO. VERNAL,VERNAL,UT,84078
 1801,19976,BEAUDINES,210 E 500 N,HINCKLEY,UT,84635
 1801,18849,BEAVER NURSERY,612 S. MAIN,BEAVER,UT,84713
 1801,19374,BEVERLY NEWSON,2826 E 7800 S,SLC,UT,84121
 1801,19957,BIG TREES NURSERY & TREE FARM,PO BOX 420119,KANARRAVILLE,UT,84742
 1801,19959,BIRDSONG NURSERY,237 E ELBERTA DR,NORTH OGDEN,UT,84414
 1801,10909,BLAND'S NURSERY,8630 S. 1700 W.,W. JORDAN,UT,84088
 1801,9746,BONNEVILLE NURSERY,1130 E MAIN,AMERICAN FORK,UT,84003
 1801,11973,BRATT INC,915 S STATE ST,PLEASANT GROVE,UT,84062
 1801,15298,BROOKLINE FARMS,11445 NW,LEHI,UT,84043
 1801,19999,CANYON FARMS,823 E POSAHO,IVINS,UT,84738
 1801,16800,CANYON NURSERY,BOX 2106 CVSR,MOAB,UT,84532
 1801,3819,CERTIFIED ROSES INC,PO BOX 4400,TYLER,TX,75712
 1801,12979,CHANSHARE INC,1150 W. 11200 N.,TREMONTON,UT,84337
 1801,19974,CHERYLS GARDENS,PO BOX 2376,SANDY,UT,84091
 1801,11569,CLAUDE E STUART,2110 E. 6550 S.,OGDEN,UT,84405
 1801,20015,CLINTON NURSERY INC,1071 N 2000 W,CLINTON,UT,84015
 1801,17124,COOK'S FARM & GREENHOUSE LLC,1645 W. 1600 N.,OREM,UT,84058
 1801,11824,COREY COMBE NURSERY,2181 E. COMBE RD.,OGDEN,UT,84403
 1801,13442,COZYDALE FARMS,1622 W. 4450 S.,ROY,UT,84067
 1801,19972,CREATIVE ENVIRONMENTS INC.,PO BOX 901660,SANDY,UT,84090
 1801,18975,CREATIVE SERVICES,8560 DANISH ROAD,SANDY,UT,84093
 1801,15888,CRESTWOOD GROWERS,1280 CRESTWOOD RD.,KAYSVILLE,UT,84037
 1801,19983,DARLENE'S PLANTS,1650 N 500 E,RICHFIELD,UT,84701
 1801,14788,DEMILLE TURF FARM INC,2123 N. SERVICEBERRY,CEDAR CITY,UT,84720
 1801,20000,DIAMOND VALLEY TREES,1741 E 3470 S,SAINT GEORGE,UT,84790
 1801,15692,EMERALD TURF FARM,11400 S. 4400 W.,PAYSON,UT,84651
 1801,16899,FLAMM NURSERY,295 E 3625 N,NORTH OGDEN,UT,84414
 1801,19249,GARDEN SPOT NURSERY,4860 S REDWOOD RD,TAYLORSVILLE,UT,84123
 1801,16316,GAYLE ALLEN,399 HARRISVILLE RD.,OGDEN,UT,84404
 1801,19958,GAYLE WEYHER LANDSCAPE DESIGN,1520 SUNNYDALE LN,SALT LAKE CITY,UT,84108
 1801,18833,GORDON THORNLEY,688 E. 700 S.,CLEARFIELD,UT,84015
 1801,19967,GRANTSVILLE DEVELOPMENT CO LLC,PO BOX 597,GRANTSVILLE,UT,84029
 1801,19240,GREAT BASIN NATIVES,75 W 300 S,HOLDEN,UT,84636
 1801,17012,GREENLAND INC,7050 S. HWY 165,HYRUM,UT,84319
 1801,14746,GRENCO,14233 S. 2700 W.,BLUFFDALE,UT,84106
 1801,20004,GROWING EMPIRE,820 EMPIRE AVE,SALT LAKE CITY,UT,84106
 1801,18961,HALL'S TREES,1711 N. LAMBERT LANE,PROVO,UT,84604
 1801,18225,HALVERSON TREE FARM,6191 WOODLAND DRIVE,OGDEN,UT,84403
 1801,12283,HARRIS PARTNERSHIP,889 E 2500 N,NORTH LOGAN,UT,84341
 1801,19963,HATCH LANDSCAPING & TREE FARMS,601 W 1700 S,SYRACUSE,UT,84075
 1801,19838,HIGH DESERT GARDENS,PO BOX 1419,MOAB,UT,84532
 1801,19960,HILLSIDE GARDENS,242 N HWY 89,NORTH SALT LAKE,UT,84054
 1801,3656,HINES NURSERIES INC,12621 JEFFREY RD,IRVIN,CA,92720
 1801,18496,HOBBS TURF FARMS,227 PARKINSON RD.,FRANKLIN,ID,83237
 1801,19990,HOLLEY TREE FARM,2107 CASCADE DR,IDAHO FALLS,ID,83401
 1801,18820,HUNTER RESEARCH FARM,P.O. BOX 826,CASTLE DALE,UT,84513
 1801,2969,J & L GARDEN CENTER,620 N. 500 W.,BOUNTIFUL,UT,84010
 1801,19993,JENSEN TURF FARM,PO BOX 92,CLEVELAND,UT,84518
 1801,17575,JOHN W ALLRED,PO BOX 137,LAPOINT,UT,84039
 1801,3002,JORDAN GARDEN CENTER,7000 S. STATE,MIDVALE,UT,84047
 1801,17602,JR TURF,NELSON/RANDY,GREEN RIVER,UT,84525
 1801,16242,KENNETH A BURNINGHAM,170 W. 650 S.,RICHMOND,UT,84333
 1801,19987,KN TURF,PO BOX 568,KIMBERLY,ID,55440
 1801,12346,KOEVEN GREENHOUSES,1120 N. MAIN,TOOELE,UT,84074

1801,14982,L & L TREE FARM,1384 W. 1500 S.,VERNAL,UT,84078
 1801,18363,L.C. WESTERN VALLEY NURSERIES,985 S. 1950 W,SPRINGVILLE,UT,84663
 1801,15610,LA GROWERS,6570 W. 3500 S.,W. VALLEY CITY,UT,84120
 1801,14774,LAKE MOUNTAIN TURF FARMS,9980 S. STATE,SANDY,UT,84070
 1801,4474,LAYTON SCAPE INCORPORATED,2075 N. MAIN,LAYTON,UT,84037
 1801,18355,LAYTON TREE FARMS,465 CRESTVIEW DR,PARK CITY,UT,84060
 1801,17921,LEROY KAPP/EVERGREEN SOD,4410 ORCHARD AVE.,OGDEN,UT,84403
 1801,19241,LITTLE VALLEY TREES L.C.,3646 S LITTLE VALLEY ROAD,ST GEORGE,UT,84790
 1801,18286,LOMOND VIEW NURSERY,230 W. LOMOND VIEW DRIVE,PLEASANT VIEW,UT,84414
 1801,20008,LONE PINE NURSERY & TREE SRV,2830 W 2800 S,REXBURG,ID,83440
 1801,2486,LOUISE GARDENS,1550 W 800 S,SALT LAKE CITY,UT,84104
 1801,19272,LOVELAND GREENHOUSE,1275 W 1600 N,WEST BOUNTIFUL,UT,84010
 1801,19975,MACEY'S SUPERMARKET,,,,,
 1801,19977,MACEY'S SUPERMARKET,,,,,
 1801,19968,MARMALADE HILL NURSERY,5889 S 4950 W,HOOVER,UT,84315
 1801,19540,MAY EVERGREEN'S,ANGELL SPRINGS,LEAD,UT,84770
 1801,12176,MEAN JARK FARM,186 N. 1375 E.,BOUNTIFUL,UT,84010
 1801,14029,MIKE HOLTKAMP,5061 S 1250 W,MURRAY,UT,84123
 1801,3008,MILLCREEK GARDENS INC,3500 S. 900 E.,SLC,UT,84106
 1801,2971,MITCHELL'S NURSERY,2184 E. 3300 S.,SLC,UT,84109
 1801,16380,MOUNTAIN STATES PLANTS,1421 W. GENTILE,LAYTON,UT,84041
 1801,17794,MOUNTAIN VALLEY GROWERS,1697 W. 2100 N.,LEHI,UT,84043
 1801,17253,NALDER'S SOD FARM,4336 SAGE CIR N B,SALT LAKE CITY,UT,84124
 1801,17852,NELSON TREE FARM,1574 E. 4600 S.,OGDEN,UT,84403
 1801,19956,OQUIRRH MOUNTAIN FARMS,1495 E ERDA WAY,ERDA,UT,84074
 1801,16565,PAROWAN TURF FARMS INC,269 W. 200 N.,PAROWAN,UT,84761
 1801,19979,PEG'S PERENNIALS,3690 N HWY 38,BRIGHAM CITY,UT,84302
 1801,11637,PHILLIPS SOD,4815 W. 10800 N.,TREMONTON,UT,84337
 1801,16318,PHILLIPS TURF FARMS,425 E. 1200 N.,OREM,UT,84057
 1801,2794,PINE CREST NURSERY,5400 S. 600 W.,OGDEN,UT,84405
 1801,2479,PINEAE GREENHOUSES,675 N. MAIN,CENTERVILLE,UT,84014
 1801,18960,POINT OF PINES,296 W 200 N,VERNAL,UT,84078
 1801,16489,PROGRESSIVE PLANTS,9180 S. WASATCH BLVD,SANDY,UT,84093
 1801,17952,RIMROCK TREE FARM INC.,4190 HIGHLAND DR.100,SLC,UT,84158
 1801,16726,ROBERT WAHLEN,397 WEST WINCHESTER ROAD,MURRAY,UT,84107
 1801,19227,ROCKY MOUNTAIN HOSTA COMPANY,6118 S 2175 E,OGDEN,UT,84403
 1801,20016,ROSE SPRINGS FARM,812 E BATES CYN RD,ERDA,UT,84074
 1801,15285,SCHMIDT TREE FARM,1750 W 9000 S,SOUTH JORDAN,UT,84095
 1801,17662,SCOTT P BOYCE,967 E 1280 N,LAYTON,UT,84040
 1801,19973,SCOTTERN'S TRUE NAUTRE,365 N MAIN ST,FILLMORE,UT,84631
 1801,17329,SHERMAN V THOMSON,1689 N. 1200 E.,LOGAN,UT,84341
 1801,3076,SKYLINE FLOWER GARDENS,3398 HIGHLAND DR.,SLC,UT,84106
 1801,10411,SKYVIEW LANDSCAPE NURSERY,PO BOX27,CENTERFIELD,UT,84622
 1801,17293,SMITH FEED & GARDEN CENTER,85 N. 200 W.,BOUNTIFUL,UT,84010
 1801,17458,SO-UTE CO,595 S. 930 W. #134-1,HURRICANE,UT,84737
 1801,10624,SOD BUSTER TURF FARM,1653 FRUITLAND DR.,OGDEN,UT,84414
 1801,20005,SOUTH FORK GRADEN CENTER,8588 E 100 S,HUNTSVILLE,UT,84317
 1801,18940,SPANISH VALLEY NURSERY,2620 SPANISH VALLEY,MOAB,UT,84532
 1801,18666,SPLIT MOUNTAIN FARM,9122 E. HIGHWAY 40,JENSEN,UT,84035
 1801,19971,STANGER'S GREENHOUSE,3379 W 5600 S,ROY,UT,84067
 1801,2967,STARK BROTHERS NURSERIES,,LOUISIANA,MO,63353
 1801,19964,STEADMAN LAND & LIVESTOCK,HC 76 BOX 1090/RAFT RIVER,AMERICAN FALLS,ID,83211
 1801,7709,STOKERS NURSERY,2050 S. 1000 W.,SYRACUSE,UT,84075
 1801,18871,SUMMERS TURF,10775 W. 10400 N.,TREMONTON,UT,84337
 1801,2485,SUNSET NURSERY INC,8200 S. 700 E.,SANDY,UT,84070
 1801,19986,SUNSHINE GARDENS NURSERY,275 W WILLIAMS WAY,MOAB,UT,84532
 1801,20014,SUNSIDE GARDEN,1139 E SUNNYSIDE AVE,SLC,UT,84102
 1801,15962,SURE GRO TURF,510 N 1100 E,AMERICAN FORK,UT,84003
 1801,20002,SUTHERLAND LANDSCAPING INC,3957 S MAIN ST,SALT LAKE CITY,UT,84107
 1801,19997,T & R ENTERPRISES,3278 N 575 E,NORTH OGDEN,UT,84414
 1801,18921,THAI-BERRY PARK,458 E. 450 S.,CLEARFIELD,UT,84015
 1801,19969,TRI CITY NURSERY LLC,PO BOX 755,CENTERVILLE,UT,84014
 1801,19988,TUFF TURF,7391 S MURRAY HOLLADAY RD,HOLLADAY,UT,84117
 1801,15489,TURF HEADQUARTERS,341 N. 1100 E.,AMERICAN FORK,UT,84660
 1801,14690,TURNER TURF FARMS CORP,440 W. 100 N. #25,WASHINGTON,UT,84780

1801,19668,TWIN PINES NURSERY,8200 S 700 E,SANDY,UT,84070
 1801,3018,VALLEY NURSERY INC,6484 S. 2000 E.,OGDEN,UT,84405
 1801,18142,WAHLEN'S TREE FARM,10570 DIMPLE DELL RD,SANDY,UT,84092
 1801,19998,WASATCH ENGINEERING CONTRACTOR,PO BOX 683028,PARK CITY,UT,84068
 1801,19319,WASATCH KIWI COMPANY,2570 W 3867 S,WEST VALLEY CITY,UT,84119
 1801,10489,WASATCH SHADOWS INC,9295 S. 255 W.,SANDY,UT,84070
 1801,3035,WESTERN GARDEN CENTER,550 S. 600 E.,SLC,UT,84102
 1801,3036,WESTERN GARDEN CENTER,3033 W 3500 S,W. VALLEY CITY,UT,84119
 1801,12203,WESTERN GARDEN CENTER,9201 S. 1300 E.,SANDY,UT,84070
 1801,19736,WILDLAND NURSERY,1221 S 4000 W,RIVERTON,UT,84739
 1801,19984,WILDLAND SCAPES,PO BOX 672,MOAB,UT,84532
 1801,13846,WILLOWWOOD TURF,1505 N. 1950 E.,RICHFIELD,UT,84701
 1801,19226,WOODLAND FLOWERS,2602 E HWY 35,WOODLAND,UT,84036

1802 Nursery Agents

1802,19701,COLD HARDY PLANT MATERIALS INC,6791 HILLSIDE ALLEY,BONNER FARRY,ID,83805
 1802,19687,COLUMBIA PLANT SOURCE INC.,PO BOX 1408,BORING,OR,97009
 1802,19271,CURRANT CREEK LODGE,W HWY 40,FRUITLAND,UT,84027
 1802,19690,DAISY JANES,5182 PERSILLE DR,TAYLORSVILLE,UT,84118
 1802,19691,FERRON CITY,PO BOX 820,FERRON,UT,84523
 1802,19686,GEM VALLEY TURF INC.,1468 N 1750 E,LOGAN,UT,84341
 1802,8475,J. J. CHRISTENSEN,1550 E. 5700 S.,SLC,UT,84121
 1802,19692,LOGAN LANDSCAPE PRODUCTS,1015 E 12600 N,LEWISTON,UT,84320
 1802,16231,MOUNTAIN VALLEY SEED INC,1800 S W TEMPLE ST #600,SALT LAKE CITY,UT,84115
 1802,19684,NATURAL ART SPECIMEN CO,1657 N 1800 E,LOGAN,UT,84341
 1802,19695,TOTAL TREE CARE,246 W 280 N,PROVIDENCE,UT,84332
 1802,19698,TRUGREEN LANDCARE L.L.C. DBA,860 RIDGELAKE BLVDA3-1860,MEMPHIS,TN,38120
 1802,19688,UINTAH CO. SOIL CONSERVATION,80 N 500 W,VERNAL,UT,84078
 1802,19689,UT. ASSOC. OF CONSERVATION,987 N MAIN #3,CEDAR CITY,UT,84720

Nursery Outlets

1803,19893,ALBERTSON'S #301,,ST GEORGE,UT,84790
 1803,20102,ALBERTSON'S #302,8055 WEST 3500 SOUTH,MAGNA,UT,84130
 1803,19637,ALBERTSON'S #303,1798 W 12600 S,RIVERTON,UT,84065
 1803,20077,ALBERTSON'S #304,PO BOX 20,LEHI,UT,84043
 1803,3056,ALBERTSON'S #305,370 E. 200 S.,SLC,UT,84104
 1803,3050,ALBERTSON'S #312,560 W. CENTER,PROVO,UT,84604
 1803,14763,ALBERTSON'S #351,7555 E. 9400 S.,SANDY,UT,84726
 1803,3053,ALBERTSON'S #352,4959 HIGHLAND DR.,SLC,UT,84104
 1803,15004,ALBERTSON'S #353,3871 W. 5400 S.,KEARNS,UT,84120
 1803,15050,ALBERTSON'S #354,27 W. CENTER,OREM,UT,84058
 1803,15391,ALBERTSON'S #355,2076 N. MAIN,LAYTON,UT,84041
 1803,15365,ALBERTSON'S #356,3945 S. WASHINGTON BLVD,OGDEN,UT,84409
 1803,15438,ALBERTSON'S #358,2255 N. UNIVERSITY PARK,PROVO,UT,84604
 1803,15439,ALBERTSON'S #359,835 S. BLUFF STREET,ST. GEORGE,UT,84770
 1803,15635,ALBERTSON'S #360,3420 S. 5600 W.,W. VALLEY CITY,UT,84120
 1803,16727,ALBERTSON'S #362,1635 W. 9000 S.,W. JORDAN,UT,84088
 1803,9553,ALBERTSON'S #363,633 E. 3300 S.,SLC,UT,84726
 1803,17224,ALBERTSON'S #364,6989 S. 1300 E.,SLC,UT,84116
 1803,16644,ALBERTSON'S #365,1800 PARK AVENUE,PARK CITY,UT,84060
 1803,16645,ALBERTSON'S #366,905 S. MAIN,CEDAR CITY,UT,84720
 1803,17747,ALBERTSON'S #367,1818 W. 4805 S.,TAYLORVILLE,UT,84118
 1803,16827,ALBERTSON'S #368,250 N. MAIN,TOOELE,UT,84074
 1803,16828,ALBERTSON'S #369,360 S. MAIN,RICHFIELD,UT,84701
 1803,16829,ALBERTSON'S #370,1638 S. 9TH E.,SLC,UT,84116
 1803,16830,ALBERTSON'S #371,2040 S. 2300 E.,SLC,UT,84116
 1803,16831,ALBERTSON'S #372,3865 S. 2300 E.,SLC,UT,84116
 1803,15719,ALBERTSON'S #373,155 W. 500 S.,BOUNTIFUL,UT,84010
 1803,17700,ALBERTSON'S #374,49 E. 400 N.,LOGAN,UT,84321
 1803,17492,ALBERTSON'S #375,84 W. PARRISH LANE,CENTERVILLE,UT,84014
 1803,18098,ALBERTSON'S #376,910 N. FAIRFIELD RD.,LAYTON,UT,84041
 1803,18102,ALBERTSON'S #377,1900 W. 5651 S.,ROY,UT,84067

1803,12407,ALBERTSON'S #378,135 E. MAIN,AMERICAN FORK,UT,84003
 1803,18366,ALBERTSON'S #379,1212 E. 12200 S.,DRAPER,UT,84020
 1803,3059,ALBERTSON'S #380,140 N. 900 W.,SLC,UT,84104
 1803,18976,ALBERTSON'S #381,3555 W. 3500 S.,W. VALLEY CITY,UT,84130
 1803,20099,ALBERTSON'S #385,1635 W 9000 S,WEST JORDAN,UT,84130
 1803,19394,ALBERTSON'S #386,652 N 800 E,SPANISH FORK,UT,84095
 1803,19410,ALBERTSON'S #387,1585 N STATE STREET,OREM,UT,84058
 1803,19411,ALBERTSON'S #388,5681 S HARRISON BLVD,OGDEN,UT,84409
 1803,19613,ALBERTSON'S #389,170 W 200 N,KAYSVILLE,UT,84037
 1803,20098,ALBERTSON'S #391,PO BOX 20,SANDY,UT,84070
 1803,20124,ALBERTSON'S #393,2062 WEST 1800 NORTH,CLINTON,UT,84015
 1803,20182,ALBERTSON'S INC #395,PO BOX 20,BOISE,ID,83726
 1803,20139,ALBERTSON'S INC. #394,11479 STATE ST,DRAPER,UT,84130
 1803,20113,ALBERTSON'S INC. #396 (PRICE),PO BOX 20,PRICE,UT,84130
 1803,19503,ALCO DISCOUNT STORE #256,30 W HYWAY 40, 330-6,ROOSEVELT,UT,84066
 1803,19953,ALCO DISCOUNT STORE #297,401 COTTAGE,CASTLE DALE,UT,84513
 1803,20165,ALCO DISCOUNT STORE #336,1270 W MAIN,TREMONTON,UT,84337
 1803,17231,ALPINE GARDENS INC,1810 S. HWY 89,PERRY,UT,84302
 1803,19536,ALPINE NURSERY,645 S 240 E,SALEM,UT,84653
 1803,3751,ANDERSON FLORAL GARDENS,369 W. 200 N.,RICHFIELD,UT,84701
 1803,15917,ANDERSON LUMBER,PO BOX 578,WEST JORDAN,UT,84084
 1803,16493,ANDERSON LUMBER,3469 WALL AVENUE,OGDEN,UT,84409
 1803,17892,ANDERSON LUMBER,690 N. MAIN,CEDAR CITY,UT,84721
 1803,18270,ANDERSON LUMBER,1660 N. STATE,OREM,UT,84057
 1803,18880,ANDERSON LUMBER,965 S. UNIVERSITY,PROVO,UT,84601
 1803,19270,ANDERSON LUMBER,2250 N MAIN,NORTH LOGAN,UT,84341
 1803,19894,ANDERSON LUMBER,270 E 12300 S,DRAPER,UT,84020
 1803,20152,ANDERSON LUMBER,150 W 800 S,MANTI,UT,84642
 1803,16931,ANDERSON LUMBER CO,999 S. BLUFF,ST. GEORGE,UT,84770
 1803,17272,ANDERSON LUMBER CO,1951 W. 5700 S.,ROY,UT,84067
 1803,17927,ASHMAN'S PIONEER MARKET,10 S MAIN ST,FILLMORE,UT,84631
 1803,12073,BARRETT'S FOODS,85. N STATE,SALINA,UT,84654
 1803,18694,BASIN NURSERY & GARDEN CENTER,417 EAST MAIN,VERNAL,UT,84078
 1803,15479,BEN FRANKLIN 663,690 E SECOND N,ROOSEVELT,UT,84066
 1803,13884,BEN'S HOUSE OF BONSAI,1625 E. 6400 S.,SLC,UT,84121
 1803,18612,BIRCH CREEK GARDENS,R.R 1, BOX 207,FAIRVIEW,UT,84629
 1803,12321,BLOOMING ENTERPRISES,PO BOX 2497,PARK CITY,UT,84060
 1803,20095,BROOKLYN GARDEN,2532 N BROOKLYN RD,MONROE,UT,84754
 1803,20158,BRUSCHKES GREENHOUSE,5507 W 3500 S,SALT LAKE CITY,UT,84120
 1803,20112,BUTLER BUILDERS,PO BOX 1340,GRANTSVILLE,UT,84029
 1803,20096,C-A-L RANCH STORES,1224 N MAIN ST,LOGAN,UT,84341
 1803,20161,C-A-L RANCH STORES,675 S 500 E,AMERICAN FORK,UT,84003
 1803,20162,C-A-L RANCH STORES,NORTH GATE SHOPPING CENTE,SPANISH FORK,UT,84066
 1803,20178,C-A-L RANCH STORES,PO BOX 1866,IDAHO FALLS,ID,83403
 1803,18883,CACTUS & TROPICALS,2735 S. 2000 E.,SLC,UT,84109
 1803,20082,CANYON BREEZE GARDE NURSERY,551 N 300 E,PAROWAN,UT,84761
 1803,19500,CARL & DON'S THRIFTWAY,74 S 1ST E,TREMONTON,UT,84337
 1803,16238,CARPENTER SEED CO INC,1030 S. STATE,PROVO,UT,84603
 1803,20154,CASCADE FALLS,6508 S CANYON RANCH RD,SALT LAKE CITY,UT,84121
 1803,18076,CASCADE SHADOWS,PO BOX 117,AMERICAN FORK,UT,84003
 1803,20092,CASCADE SHADOWS II INC.(PROVO),PO BOX 461,AMERICAN FORK,UT,84003
 1803,15522,CEDAR GARDENS,252 N. 200 W.,CEDAR CITY,UT,84720
 1803,2998,CITY MARKET #10,,MOAB,UT,84532
 1803,16783,COLOR COUNTRY NURSERY,PO BOX 622,PANGUITCH,UT,84759
 1803,20126,COSTCO WHOLESALE #487,1011 SOUTH AUTOMALL DRIVE,SANDY,UT,84070
 1803,20168,COSTCO WHOLESALE #672,835 N 3050 E,ST GEORGE,UT,84770
 1803,20123,COSTCO WHOLESALE CORP. #484,648 EAST 800 SOUTH,OREM,UT,84058
 1803,19438,COSTCO WHOLESALE CORP./#113,181 S. 300 W.,SLC,UT,84104
 1803,15533,COSTCO WHOLESALE CORP/#04,7036 S. 185 W.,MIDVALE,UT,84120
 1803,19296,COUNTRYSIDE NURSERY-GARDEN CTR,1145 N STATE STREET,OREM,UT,84042
 1803,3490,COURTESY HARDWARE,266 W. MAIN,DELTA,UT,84624
 1803,18429,CRANE'S GREENHOUSE,2394 W 13400 S,RIVERTON,UT,84065
 1803,13848,DAVIES-HANSEN,1920 S 180 W,OREM,UT,84058
 1803,16179,DAY'S MARKETS,26 N. MAIN,HEBER CITY,UT,84032
 1803,7952,DJ NURSERY,337 N. 1950 W.,OGDEN,UT,84404

1803,20155,DOYLE'S COUNTRYWOOD NURSERY,490 W 12300,DRAPER,UT,84020
 1803,19099,EAGLE HARDWARE & GARDEN,1055 W ANTELOPE,LAYTON,UT,84041
 1803,18622,ENGH FLOWERS,9200 S. 700 E.,SLC,UT,84109
 1803,20185,ENGH FLOWERS,1701 N MAIN ST,LAYTON,UT,84041
 1803,20145,ENGH FLOWERS & GARDENS,1720 S 900 E,SALT LAKE CITY,UT,84015
 1803,13534,ERICKSON LANDSCAPING,666 W 5300 S,MURRAY,UT,84123
 1803,20140,FISHER FARMS,PO BOX 519,SPRING CITY,UT,84662
 1803,18575,FONNESBECK GREENHOUSE,214 N. 100 W.,MENDON,UT,84325
 1803,18753,FORSGREN ENTERPRISES,12875 N. 5400 W.,GARLAND,UT,84312
 1803,19357,FRED MEYER,455 S 500 E,SLC,UT,84104
 1803,19839,FRED MEYER,1275 S 800 E,OREM,UT,84058
 1803,9099,FRED MEYER (12TH ST OGDEN),202 12 TH STREET,OGDEN,UT,84404
 1803,8418,FRED MEYER (3500 S WVC),4091 W. 3500 S.,W. VALLEY CITY,UT,84120
 1803,10354,FRED MEYER (9400 S SANDY),825 E. 9400 S.,SANDY,UT,84094
 1803,2982,FRED MEYER (BOUNTIFUL),555 S. 200 W.,BOUNTIFUL,UT,84010
 1803,7635,FRED MEYER (LOGAN),750 N. MAIN,LOGAN,UT,84325
 1803,2981,FRED MEYER (VALLEY AVE SLC),3215 VALLEY AVE.,SLC,UT,84104
 1803,19358,FRED MEYER (WEST JORDAN),9000 SO REDWOOD RD,SLC,UT,84104
 1803,8858,GARDEN PARK NURSERY INC,4736 N. MINERSVILLE,CEDAR CITY,UT,84720
 1803,17247,GEORGE A NIELSON & SONS INC,2055 S. HWY 89,PERRY,UT,84302
 1803,8203,GEORGE L TALBOT,1084 N HWY 89,KAYSVILLE,UT,84037
 1803,18851,GLOVER NURSERY,9275 S. 1300 W.,WEST JORDON,UT,84088
 1803,16526,GORDON'S NURSERY & FLORAL,131 E. 400 N.,HUNTINGTON,UT,84528
 1803,20163,GREEN SIDE UP NURSERY K &,671 W 100 S/PO BOX 603,HEBER CITY,UT,84032
 1803,16888,GREENSCAPE INC,5025 S HIGHLAND DR,SALT LAKE CITY,UT,84117
 1803,19920,HANSEN PLANTS,7925 S 2200 W,SPANISH FORK,UT,84095
 1803,20089,HARMON CITY INC. #88,3540 S 4000 W #500,WEST VALLEY CITY,UT,84120
 1803,19217,HARMON CITY INC. (KEARNS) #33,4874 W 6200,KEARNS,UT,84120
 1803,9158,HARMON'S (7TH ST GROCERY #2),980 E. FORT UNION BL,MIDVALE,UT,84120
 1803,18750,HARMON'S (BENNION) #73,5454 SOUTH REDWOOD R,BENNION,UT,84120
 1803,19472,HARMON'S (BRICKYARD) #21,3540 S 4000 W,WEST VALLEY CITY,UT,84120
 1803,18713,HARMON'S (OGDEN) #5,37 HARRISVILLE ROAD,OGDEN,UT,84120
 1803,15723,HARMON'S (ROY) #91,5370 S. 1900 W.,ROY,UT,84120
 1803,15621,HARMON'S (ST GEORGE) #61,55 S. 900 E.,ST. GEORGE,UT,84770
 1803,12177,HARMON'S INC #1,3540 S 4000 W,WEST VALLEY CITY,UT,84120
 1803,20172,HARMONS (SO JORDAN) #87,3540 S 4000 W,WEST VALLEY CITY,UT,84120
 1803,18870,HIGHLAND FARMS INC.,9736 N. 4800 W.,HIGHLAND,UT,84003
 1803,20176,HONEY'S JUBILEE FOODS,260 E 300 S,KANAB,UT,84741
 1803,20081,HORSESHOE MOUNTAIN HARDWARE,20 S STATE ST,MOUNT PLEASANT,UT,84647
 1803,19317,HURST ACE HARDWARE &,165 S MAIN STREET,CEDAR CITY,UT,84720
 1803,18514,HURST SALES CORP.,489 WEST STATE,HURRICANE,UT,84737
 1803,10339,HURST STORES INC,160 N. 500 W.,ST. GEORGE,UT,84770
 1803,20223,HURST STORES INC - WASH,160 N 500 W,SAINT GEORGE,UT,84790
 1803,18519,IFA #51 (LOGAN),4075 N HWY 91,HYDE PARK,UT,84318
 1803,18520,IFA #52,241 S 200 W,TREMONTON,UT,84337
 1803,18455,IFA #55 (WALL AVE. OGDEN),1470 WALL AVENUE,OGDEN,UT,84130
 1803,17521,IFA #56,1147 W 2100 S,SALT LAKE CITY,UT,84130
 1803,20219,IFA #57,1071 E PIONEER RD,DRAPER,UT,84020
 1803,17520,IFA #58 (RIVERTON),1860 W. 12600 S.,RIVERTON,UT,84130
 1803,17519,IFA #59 (AMERICAN FORK),521 W 200 N,AMERICAN FORK,UT,84130
 1803,17518,IFA #60 (PROVO),55 W. 500 S.,PROVO,UT,84130
 1803,20180,IFA #61,WEST HWY 40,ROOSEVELT,UT,84066
 1803,17517,IFA #63 (PAYSON),444 E. 100 N.,PAYSON,UT,84651
 1803,20220,IFA #64,460 S MAIN,EPHRIUM,UT,84627
 1803,17516,IFA #71 (SPANISH FORK),250 W ARROWHEAD TRAIL,SPANISH FORK,UT,84660
 1803,20222,IFA #73,650 N 300 W,CEDAR CITY,UT,84720
 1803,18521,IFA #76,212 S 800 W,SALINA,UT,84654
 1803,20221,IFA #79,994 S 1500 E,VERNAL,UT,84078
 1803,14317,INTERMOUNTAIN NURSERY,340 W. BASTIAN LANE,SIGURD,UT,84657
 1803,9255,J & J PRODUCE & GARDEN CENTER,1815 W. GENTILE,LAYTON,UT,84041
 1803,15025,JERRY'S NURSERY & GARDEN CTR,1410 N. 1900 W.,FARR WEST,UT,84404
 1803,19308,JOE'S GREENHOUSE,779 S MAIN,LAYTON,UT,84041
 1803,9148,K MART #3085,680 W. 2600 S.,WOODS CROSS,UT,84087
 1803,20133,K MART #3096,475 N STATE ST,OREM,UT,84058
 1803,17423,K MART #3548,1165 S. UNIVERSITY,PROVO,UT,84603

1803,17424,K MART #3765,998 S. MAIN,BRIGHAM CITY,UT,84302
 1803,17990,K MART #3917,175 N.W. STATE RD.,AMERICAN FORK,UT,84130
 1803,4120,K MART #4115,3656 WALL AVENUE,OGDEN,UT,84403
 1803,4550,K MART #4159,4607 S. 900 E.,MURRAY,UT,84107
 1803,5295,K MART #4162,1770 W. 4100 S.,W. VALLEY CITY,UT,84120
 1803,14313,K MART #4273,2705 PARLEYS WAY,SLC,UT,84121
 1803,18382,K MART #4750,1313 N. HWY #89,FARMINGTON,UT,84025
 1803,18175,K MART #4792,7990 S. 1300 E.,SANDY,UT,84070
 1803,18740,K MART #4838,6400 N. HWY #224,PARK CITY,UT,84060
 1803,16111,K MART #7412,3330 S. 5600 W.,W. VALLEY CITY,UT,84120
 1803,14752,K MART #7423,170 E. 1800 N.,LOGAN,UT,84341
 1803,14461,K MART #7425,900 E. EXPRESSWAY LA,SPANISH FORK,UT,84095
 1803,14651,K MART #7426,2010 N. MAIN,LAYTON,UT,84041
 1803,14791,K MART #7512,3835 W. 5400 S.,KEARNS,UT,84120
 1803,14234,K MART #7542,,PRICE,UT,84501
 1803,18494,K MART #7618,1442 W. 90TH S.,WEST JORDON,UT,84088
 1803,18495,K MART #7624,1055 E. DRAPER PKWY,DRAPER,UT,84020
 1803,15344,K MART #9225,1153 W. HWY 40,VERNAL,UT,84078
 1803,14840,K MART #9241,1040 S. HWY 89,RICHFIELD,UT,84701
 1803,14871,K MART #9715,889 S. MAIN,CEDAR CITY,UT,84720
 1803,15386,K MART #9794,785 S. BLUFF,ST. GEORGE,UT,84770
 1803,8774,KING'S OF CLEARFIELD,209 E. 200 S.,CLEARFIELD,UT,84015
 1803,19475,KING'S OF HEBER CITY,600 N MAIN,HEBER CITY,UT,84049
 1803,3630,KING'S OF LAYTON,124 S. FORT LANE,LAYTON,UT,84040
 1803,5426,KING'S OF LOGAN,185 E. 400 N.,LOGAN,UT,84341
 1803,14567,KING'S OF OGDEN,1956 N. 400 E.,OGDEN,UT,84403
 1803,3632,KING'S OF TREMONTON,2 E. MAIN,TREMONTON,UT,84337
 1803,17653,LAKE MOUNTAIN TURF FARMS,9980 S STATE ST,SANDY,UT,84070
 1803,15889,LARSEN'S ACE HARDWARE,25 E. 100 N.,RICHFIELD,UT,84701
 1803,19695,LAYTON GROCERY OUTLET,144 S FT LN,LAYTON,UT,84041
 1803,20216,LILLYWHITE'S PLANT WORLD LLC,1200 S DIXIE DRIVE,ST GEORGE,UT,84770
 1803,15492,LIN'S MARKET PLACE,150 N. MAIN,CEDAR CITY,UT,84720
 1803,17564,LINDSAY'S GARDEN CENTER,465 E 100 N,MANTI,UT,84642
 1803,20196,LOWE'S HIW, INC #1080,4155 SOUTH RIVERDALE ROAD,RIVERDALE,UT,84405
 1803,20195,LOWE'S HIW, INC #1118,415 S RIVER ROAD,ST GEORGE,UT,84770
 1803,20194,LOWE'S HIW, INC #1133,4050 S 5600 W,WEST VALLEY CITY,UT,84120
 1803,20206,LOWE'S HIW, INC #15,1055 W ANTELPOE DRIVE,LAYTON,UT,84041
 1803,20202,LOWE'S HIW, INC #1501,313 EAST 1400 NORTH,LOGAN,UT,84341
 1803,18942,LOWE'S HIW, INC #156,203 W. 9000 S,SANDY,UT,84070
 1803,19321,LOWE'S HIW, INC #178,,,,,
 1803,20207,LOWE'S HIW, INC #342,469 WEST 4500 SOUTH,MURRAY,UT,84123
 1803,20115,MACEY'S - CLEARFIELD,PO BOX 159,CLEARFIELD,UT,84015
 1803,20130,MACEY'S - LOGAN,SOUTH MAIN,LOGAN,UT,84321
 1803,20128,MACEY'S - OGDEN,PO BOX 159,OGDEN,UT,84091
 1803,20120,MACEY'S - OREM,PO BOX 159,OREM,UT,84091
 1803,20129,MACEY'S - PROVO,,PROVO,UT,84091
 1803,20114,MACEY'S - SPANISH FORK,PO BOX 159,SPANISH FORK,UT,84091
 1803,20131,MACEY'S - WEST JORDAN,PO BOX 159,SANDY,UT,84091
 1803,19340,MARKET SQUARE,1600 SO EMPIRE RD,SLC,UT,84104
 1803,15614,MITCHELL'S NURSERY,,SALT LAKE CITY,UT,84109
 1803,18466,MITCHELL'S NURSERY & GIFTS,1220 E 7800 S,SANDY,UT,84094
 1803,14744,MOORE NURSERY & FLORAL,4780 S. OLD FORT RD.,OGDEN,UT,84403
 1803,20011,MOUNTAIN WEST TREES INC,3327 N 500 E,VERNAL,UT,84078
 1803,19794,MY NURSERY,680 S 500 E,AMERICAN FORK,UT,84741
 1803,15261,NOLES NURSERY,1915 E 6400 S,SALT LAKE CITY,UT,84121
 1803,19597,NOLES NURSERY,2365 N HWY SR 32,MARION,UT,84036
 1803,5296,O'BRIEN ENTERPRISES LTD,1492 SPRING LANE,SLC,UT,84117
 1803,15268,OLSON'S GARDEN SHOPPE,1190 NORTH 400 WEST,PAYSON,UT,84651
 1803,8018,OLSON'S GREENHOUSE GARDEN,250 S. 300 W.,SANTAQUIN,UT,84655
 1803,15668,PARK CITY NURSERY,PO BOX 631,PARK CITY,UT,84060
 1803,20166,PETS N' STUFF,370 N HWY 89,RICHFIELD,UT,84701
 1803,18280,PHILLIPS TURF FARMS,7090 S. STATE,SLC,UT,84057
 1803,20159,PLANT SPECIALTIES,165 N 1330 W B-2,OREM,UT,84057
 1803,20153,QUALITY ACE HARDWARE,250 EAST MAIN,TREMONTON,UT,84337
 1803,10864,RAINBOW GARDENS,1851 VALLEY DRIVE,OGDEN,UT,84401

1803,20179,RED BARN TREES & LANDSCAPING,2060 RASMUSSEN ROAD,PARK CITY,UT,84098
 1803,18138,RITE AID #6123,535 S. MAIN,BOUNTIFUL,UT,84010
 1803,18509,RITE AID #6124,1300 E. 12300 S.,DRAPER,UT,84020
 1803,18509,RITE AID #6124,690 W 300 S,NEWCASTLE,UT,84756
 1803,18367,RITE AID #6125,860 N. FAIRFIELD RD,LAYTON,UT,84041
 1803,17972,RITE AID #6126,157 N. STATE,OREM,UT,84058
 1803,18368,RITE AID #6127,950 IRON HORSE DRIVE,PARK CITY,UT,84060
 1803,17973,RITE AID #6128,5673 S. 1900 W.,ROY,UT,84067
 1803,17983,RITE AID #6129,8645 S. HIGHLAND DR.,SANDY,UT,84070
 1803,20080,RITE AID #6131,72 S MAIN ST,SLC,UT,84104
 1803,17980,RITE AID #6132,220 S. 700 E.,SLC,UT,84116
 1803,17982,RITE AID #6133,635 E. 3300 S.,SLC,UT,84116
 1803,17977,RITE AID #6135,2266 E. 3300 S.,SLC,UT,84116
 1803,18369,RITE AID #6136,2100 S. 2300 E.,SLC,UT,84057
 1803,17978,RITE AID #6137,150 N. 900 W.,SLC,UT,84116
 1803,17976,RITE AID #6138,5550 S. 900 E.,SLC,UT,84116
 1803,17967,RITE AID #6139,4717 HOLLADAY,HOLLADAY,UT,84117
 1803,18231,RITE AID #6140,1837 W. 4700 S.,TAYLORVILLE,UT,84118
 1803,17985,RITE AID #6141,4000 WEST,W VALLEY CITY,UT,84000
 1803,18640,RITE AID #6142,3460 S. 5600 W.,W. VALLEY CITY,UT,84130
 1803,17981,RITE AID #6143,2374 E. 7000 S.,SLC,UT,84116
 1803,17966,RITE AID #6144,220 N. MAIN,BRIGHAM CITY,UT,84302
 1803,17968,RITE AID #6145,50 E. 400 N.,LOGAN,UT,84321
 1803,17970,RITE AID #6146,851 24 TH STREET,OGDEN,UT,84409
 1803,17971,RITE AID #6147,142 HARRISVOLLE RD.,OGDEN,UT,84409
 1803,17975,RITE AID #6148,1324 N. STATE,PROVO,UT,84130
 1803,17984,RITE AID #6149,4668 S. 4000 W.,W. VALLEY CITY,UT,84120
 1803,17984,RITE AID #6149,615 E. ST. GEORGE,ST. GEORGE,UT,84790
 1803,20121,RITE AID #6304,1550 N STATE ST,OREM,UT,84091
 1803,20122,RITE AID #6311,8109 N MAIN,PAYSON,UT,84651
 1803,20173,RITE AID #6349,11385 SOUTH 700 EAST,SANDY,UT,84070
 1803,20171,RITE AID #6350,6968 SOUTH REDWOOD RAOD,WEST JORDAN,UT,84084
 1803,20175,RITE AID #6386,1390 WEST 9000 SOUTH,WEST JORDAN,UT,84088
 1803,20146,ROBB'S HARDWARE,99 W CENTER,LOGAN,UT,84321
 1803,19265,RONS FIX IT SHOP & NURSERY,1390 WES OLD HWY,MORGAN,UT,84050
 1803,20183,ROPER LUMBER CO,95 N MAIN ST,FILLMORE,UT,84631
 1803,19895,ROSEWOOD GARDEN CENTER,4568 S SEVENTH E,MURRAY,UT,84107
 1803,18555,ROTH GARDEN,LLC,311 E. 12300 S.,DRAPER,UT,84020
 1803,20213,SAM'S CLUB #4730,7671 S 3800 W,WEST JORDAN,UT,84088
 1803,19699,SAM'S WEST INC/SAM'S CLUB#6279,6201 NW HK DODG N LOOP,TEMPLE T=,TX,76504
 1803,18778,SAM'S WEST INC/SAM'S CLUB#6682,1055 W HILLFIELD ROAD,LAYTON,UT,84041
 1803,18736,SAM'S WEST INC/SAM'S CLUB#6683,6525 SOUTH STATE STREET,MURRAY,UT,84107
 1803,18737,SAM'S WEST INC/SAM'S CLUB#6684,3421 WALL AVENUE,OGDEN,UT,84401
 1803,18738,SAM'S WEST INC/SAM'S CLUB#6685,1313 UNIVERSITY AVENUE,PROVO,UT,84601
 1803,18739,SAM'S WEST INC/SAM'S CLUB#6686,3280 SOUTH 900 WEST,SLC,UT,84119
 1803,18803,SCHMIDT GREENHOUSES,9000 S. 1750 W.,WEST JORDON,UT,84088
 1803,17046,SHOPKO #082,595 S. STATE STREET,MURRAY,UT,84123
 1803,17047,SHOPKO #083,2165 E. 9400 S.,SANDY,UT,84094
 1803,17049,SHOPKO #085,5800 S. REDWOOD RD.,TAYLORVILLE,UT,84118
 1803,17050,SHOPKO #086,2266 N. UNIVERSITY P,PROVO,UT,84603
 1803,17051,SHOPKO #087,1018 WASHINGTON BLVD,OGDEN,UT,84409
 1803,17052,SHOPKO #088,1150 N. MAIN,LAYTON,UT,84041
 1803,17256,SHOPKO #091,1341 N MAIN,LOGAN,UT,84321
 1803,17559,SHOPKO #097,4850 W. 3500 S.,W. VALLEY CITY,UT,84120
 1803,17560,SHOPKO #104,747 S. MAIN,BRIGHAM CITY,UT,84302
 1803,17807,SHOPKO #105,125 S. STATE STREET,OREM,UT,84058
 1803,17808,SHOPKO #107,100 S. 500 W.,WEST BOUNTIFUL,UT,84087
 1803,17809,SHOPKO #108,955 N. MAIN,SPANISH FORK,UT,84095
 1803,17810,SHOPKO #109,4060 RIVERDALE RD.,RIVERDALE,UT,84333
 1803,17811,SHOPKO #110,2255 S. HIGHLAND DR.,SLC-SUGARHOUSE,UT,84104
 1803,17048,SHOPKO STORES INC. #84,9000 S. 1553 W.,WEST JORDON,UT,84130
 1803,20132,SILVERLEAF LANDSCAPE CENTER,1345 W 12600 S,RIVERTON,UT,84065
 1803,18410,SMITH'S #130 (TOOELE),740 N. MAIN,TOOELE,UT,84074
 1803,0,SMITH'S #1309 (LAYTON),500 NO. SUGAR ST.,LAYTON,UT,84041
 1803,18432,SMITH'S #131 (1485 S OGDEN),1485 HARRISON BLVD,OGDEN,UT,84130

1803,18411,SMITH'S #133 (4500 S MURRAY),845 E. 4500 S.,SLC,UT,84130
 1803,18412,SMITH'S #135 (FARMINGTON),1316 N. HWY 89,FARMINGTON,UT,84025
 1803,18413,SMITH'S #136 (200 W PROVO),350 N. FREEDOM BLVD,PROVO,UT,84130
 1803,18414,SMITH'S #137 (4000 W WVC),3643 S. 4000 W.,W. VALLEY CITY,UT,84130
 1803,18415,SMITH'S #138 (S. JORDAN),1634 W. S. JORDON PK,SO. JORDON,UT,84130
 1803,18416,SMITH'S #139 (W JORDAN),7061 S. REDWOOD RD.,W. VALLEY CITY,UT,84130
 1803,18417,SMITH'S #140 (SUNSET),2353 N. MAIN,SUNSET,UT,84130
 1803,18418,SMITH'S #144 (OREM),45 S. STATE STREET,OREM,UT,84130
 1803,20164,SMITH'S #147 (W VALLEY),5620 W 4100 S,WEST VALLEY CITY,UT,84130
 1803,18419,SMITH'S #149 (LAYTON),1170 E. GENTILE,LAYTON,UT,84041
 1803,18420,SMITH'S #151 (BOUNTIFUL),2399 S. MAIN,BOUNTIFUL,UT,84130
 1803,18421,SMITH'S #152 (3300 S SLC),3173 E. 3300 S.,SLC,UT,84130
 1803,18422,SMITH'S #153 (1300 E. SANDY),10305 S. 1300 E.,SANDY,UT,84130
 1803,18402,SMITH'S #178 (BRIGHAM CITY),156 S. MAIN,BRIGHAM CITY,UT,84130
 1803,18423,SMITH'S #189 (ST GEORGE),20 N. BLUFF ST.,ST. GEORGE,UT,84790
 1803,18391,SMITH'S #23 (900 E SLC),2135 S. 900 E,SLC,UT,84130
 1803,18392,SMITH'S #30 (4275 S OGDEN),4275 HARRISON BLVD,OGDEN,UT,84130
 1803,18393,SMITH'S #44 (800 S SLC),876 E. 800 S.,SLC,UT,84130
 1803,18394,SMITH'S #47 (9400 S SANDY),2039 E. 9400 S.,SANDY,UT,84130
 1803,18395,SMITH'S #48 (PRICE),1075 E. MAIN,PRICE,UT,84130
 1803,18396,SMITH'S #66 (REDWOOD RD SLC),4065 S. REDWOOD RD.,W. VALLEY CITY,UT,84130
 1803,18397,SMITH'S #67 (AMERICAN FORK),240 W. W. STATE,AMERICAN FORK,UT,84130
 1803,18398,SMITH'S #68 (MAGNA),8205 W. 3500 S.,MAGNA,UT,84130
 1803,18399,SMITH'S #69,1174 W. 600 N.,SLC,UT,84116
 1803,18400,SMITH'S #75 (PAYSON),632 S. 100 W,PAYSON,UT,84651
 1803,18401,SMITH'S #77 (6TH AVE SLC),402 6TH AVENUE,SLC,UT,84130
 1803,18403,SMITH'S #79 (400 E OGDEN),2560 N. 400 E.,NO. OGDEN,UT,84130
 1803,18404,SMITH'S #80 (900 W SLC),828 S. 900 W.,SLC,UT,84130
 1803,18405,SMITH'S #81 (7800 S SLC),3470 E. 7800 S.,SLC,UT,84130
 1803,18406,SMITH'S #82 (VERNAL),1080 WEST HWY 40,VERNAL,UT,84078
 1803,18407,SMITH'S #83 (5300 S MURRAY),665 W. 5300 S.,MURRAY,UT,84130
 1803,18408,SMITH'S #84 (7800 S MIDVALE),38 E. 7800 S.,MIDVALE,UT,84130
 1803,18409,SMITH'S #87 (LOGAN),175 E. 442 N,LOGAN,UT,84321
 1803,20002,SMITH'S FOOD & DRUG #132,212 E 12300 S,DRAPER,UT,84130
 1803,20004,SMITH'S FOOD & DRUG #142,951 W 1700 S,SYRACUSE,UT,84075
 1803,20006,SMITH'S FOOD & DRUG #158,4080 W 9000 S,WEST JORDAN,UT,84130
 1803,19492,SMITH'S FOOD & DRUG #42,633 SO MAIN,CEDER CITY,UT,84720
 1803,19910,SMITH'S FOOD & DRUG #63,550 N MAIN,HEBER CITY,UT,84130
 1803,19422,SMITH'S FOOD & DRUG #72,1725 W UNITA WAY,KIMBALL JUNCTION,UT,84130
 1803,20001,SMITH'S FOOD & DRUG #73,210 E 700 SO,PLEASANT GROVE,UT,84062
 1803,20108,SMITH'S FOOD & DRUG #85,980 E FORT UNION BLVD,MIDVALE,UT,84130
 1803,2987,SMITTY'S GARDEN & PET,360 9 TH STREET,OGDEN,UT,84404
 1803,18785,SPRINGCREEK NURSERY,640 S. 1100 W.,HEBER CITY,UT,84049
 1803,20135,STAHELI FARMS,PO BOX 40,ENTERPRISE,UT,84725
 1803,20101,STAR NURSERY - UTAH INC. #8,385 W TELEGRAPH RD,WASHINGTON,UT,84790
 1803,17916,STAR NURSERY INC. - UTAH #7,,ST GEORGE,UT,84790
 1803,19269,STEWART'S THRIFTWAY,621 E MAIN,CASTLE DALE,UT,84513
 1803,17964,STEWARTS THRIFTWAY,WEST HWY 40,ROOSEVELT,UT,84066
 1803,3033,STIMSON'S GARDEN CENTER LLC,765 - 26 STREET,OGDEN,UT,84403
 1803,18934,SUN RIVER GARDENS INC.,1248 N STATE STREET,OREM,UT,84057
 1803,19849,SUNRISE GREENHOUSE,3938 W 4000 S,HOOVER,UT,84315
 1803,19167,SUNROC CORPORATION,180 N 300 E,SALT LAKE CITY,UT,84770
 1803,20200,SUNROC CORPORATION,35 EAST 400 SOUTH,SPRINGVILLE,UT,84663
 1803,15511,SUTHERLAND BUILDING MATERIAL,1780 W. NORTH TEMPLE,SLC,UT,84116
 1803,18234,SUTHERLAND BUILDING MATERIAL,3245 W. 7800 S.,WEST JORDON,UT,84088
 1803,16604,T C 'S LANDSCAPE SERVICE,410 W 500 N,VERNAL,UT,84078
 1803,20191,TARGET STORES T1357,275 SOUTH RIVER ROAD,ST GEORGE,UT,84770
 1803,19608,TARGET STORES T1750,200 N MARKET PLACE DR,CENTERVILLE,UT,84014
 1803,19609,TARGET STORES T1751,7025 S PARK CENTRE AVE,SLC,UT,84104
 1803,19610,TARGET STORES T1752,10130 S STATE ST,SANDY,UT,84070
 1803,19831,TARGET STORES T1753,1135 WEST RIVERDALE RD,RIVERDALE,UT,84333
 1803,19830,TARGET STORES T1754,175 W CENTER ST,OREM,UT,84058
 1803,19987,TARGET STORES T1755,815 W 2000 N,LAYTON,UT,84041
 1803,20127,TARGET STORES T768,6748 S REDWOOD RD,WEST JORDAN,UT,84130
 1803,18953,THANKGIVING POINT NURSERY,2095 NORTHWEST FRONTAGE R,LEHI,UT,84043

1803,16562,THE GREEN HOUSE INC,295 W. 300 S.,LOGAN,UT,84321
 1803,19062,THE HOME DEPOT #4402,1310 E PARK CENTRE D,SLC,UT,84109
 1803,19077,THE HOME DEPOT #4403,328 W 2100 S,SLC,UT,84109
 1803,20078,THE HOME DEPOT #4406,4581 S 4100 W,W VALLEY,UT,84120
 1803,20094,THE HOME DEPOT #4407,535 S LINDON PARK DR,LINDON,UT,84042
 1803,20100,THE HOME DEPOT #4408,50 N MARKET PLACE DR,CENTERVILLE,UT,84014
 1803,20136,THE HOME DEPOT #4410,9000 SOUTH REDWOOD RD,WEST JORDAN,UT,84088
 1803,20137,THE HOME DEPOT #4411,984 WALL AVENUE,OGDEN,UT,84091
 1803,20138,THE HOME DEPOT #4412,HY 91 & GREEN DRIVE,ST GEORGE,UT,84790
 1803,20205,THE HOME DEPOT #4414,130 CACHE VALLEY BLVD,LOGAN,UT,84321
 1803,20215,THE HOME DEPOT #4415,1595 EAST FRONTAGE RS,PARK CITY,UT,84098
 1803,19033,THE HOME DEPT. #4401,999 W. RIVEDALE ROAD,RIVERDALE,UT,84333
 1803,19843,THE OLD GARDEN SHED,2750 W 9000 S,WEST JORDAN,UT,84088
 1803,20218,THE ROSE SHOP,1910 E 10600 S,SANDY,UT,84092
 1803,18292,TIMBERLINE GARDENS,12647 S. 300 E.,DRAPER,UT,84020
 1803,20134,TONYS GROVE INC.,3915 N US HWY 91,HYDE PARK,UT,84318
 1803,16496,TORREY GREENHOUSE,PO BOX 71,TORREY,UT,84775
 1803,20174,VALLEY GARDENS,1064 E 850 S,SPANISH FORK,UT,84660
 1803,18834,VALLEY GREEN CULTIVATION,1586 E. STRATFORD(2560 S),SLC,UT,84106
 1803,15252,VALLEY TURF FARMS IN DRAPER,13196 S PONY EXPRESS,DRAPER,UT,84043
 1803,8698,VALLEY TURF FARMS IN LEHI,11445 N. FRONTAGE RD,LEHI,UT,84043
 1803,18103,VALLEY TURF FARMS IN MURRAY,151 W VINE,MURRAY,UT,84043
 1803,18075,VINEYARD GARDEN CENTER,435 SO-GENEVA ROAD,OREM,UT,84058
 1803,17660,WAL-MART STORE INC #1438,1330 S. PROVIDENCE ST,CEDAR CITY,UT,84720
 1803,17758,WAL-MART STORES INC #1572,1851 WEST HWY 40,VERNAL,UT,84078
 1803,20188,WAL-MART STORES INC #2677,4000 HIGHWAY 6,SPANISH FORK,UT,84660
 1803,20189,WAL-MART STORES INC #2794,777 N MAIN,EPHRIUM,UT,84627
 1803,17659,WAL-MART STORES INC. #1440,99 WEST 12,TOOELE,UT,84074
 1803,18005,WAL-MART STORES INC. #1686,5469 S. REDWOOD RD.,MURRAY,UT,84123
 1803,18004,WAL-MART STORES INC. #1699,745 W. INDUSTRIAL PK,LAYTON,UT,84041
 1803,17853,WAL-MART STORES INC. #1708,1134 W. RIVERDALE RD,RIVERDALE,UT,84333
 1803,18141,WAL-MART STORES INC. #1768,1355 S. SANDHILL RD.,OREM,UT,84058
 1803,18268,WAL-MART STORES INC. #1827,6545 N LANDMARK DR,PARK CITY,UT,84060
 1803,18294,WAL-MART STORES INC. #1888,1550 NORTH MAIN,LOGAN,UT,84341
 1803,19172,WAL-MART STORES INC. #2207,7250 S UNION PARK AVE,MIDVALE,UT,84130
 1803,19310,WAL-MART STORES INC. #2307,10425 S STATE,SANDY,UT,84070
 1803,19694,WAL-MART STORES INC. #2511,680 SOUTH 500 EAST,AMERICAN FORK,UT,84003
 1803,17763,WAL-MART SUPERCENTER #1573,255 SOUTH HWY 55,PRICE,UT,84501
 1803,20189,WAL-MART SUPERCENTER #2794,74 WEST 700 NORTH,EPHRIUM,UT,84627
 1803,20177,WAL-MART SUPERCENTER #2921,534 HARRISVILLE RD,HARRISVILLE,UT,84404
 1803,20214,WAL-MART SUPERCENTER #3220,2610 SO POINEER ROAD,ST GEORGE,UT,84790
 1803,20212,WAL-MART SUPERCENTER #3232,7671 S 3800 W,WEST JORDAN,UT,84088
 1803,20217,WAL-MART SUPERCENTER #3454,1200 SOUTH COMMERCE WAY,BRIGHAM CITY,UT,84302
 1803,20203,WALGREENS #05737,909 E 2100 S,SALT LAKE CITY,UT,84106
 1803,20184,WALGREENS #05875,PO BOX 901,DEERFIELD,IL,60015
 1803,20149,WALGREENS #05929,5630 WEST 4100 SOUTH,WEST VALLEY,UT,84128
 1803,20169,WALGREENS #06183,515 SOUTH 500 WEST,BOUNTIFUL,UT,84010
 1803,20181,WALGREENS #06282,PO BOX 901,DEERFIELD,IL,60015
 1803,20204,WALGREENS #06669,10429 S REDWOOD RAOD,SOUTH JORDAN,UT,84095
 1803,18533,WANGSGARD'S INC,120 WASHINGTON BLVD,OGDEN,UT,84404
 1803,18654,WEST VALLEY GROCERY OUTLET,4141 SO. REDWOOD RD,SLC,UT,84123
 1803,15117,WESTERN SEED & GIFT,PO BOX 796,PRICE,UT,84501
 1803,16890,WILLOWWOOD TURF,14089 S. MINUTEMAN D,DRAPER,UT,84020
 1803,12344,WM ERCANBRACK CO INC,2070 S. MAIN,OREM,UT,84058
 1803,20117,WOODSTUFF INC,955 S 1950 W,SPRINGVILLE,UT,84663
 1803,8079,ZOLLINGER FRUIT& TREE FARM INC,1000 RIVER HEIGHTS B,LOGAN,UT,84321

R68. Agriculture, Plant Industry.

R68-10. Quarantine Pertaining to the European Corn Borer.

R68-10-1. Authority.

A. Promulgated under authority of 4-2-2.

B. The fact has been determined by the Utah Commissioner of Agriculture that a serious insect pest known as the European Corn Borer (*Pyrausta nubilalis*), not known to exist in the State of Utah, exists in the described infested areas, and the restricted products described are hosts or possible carriers of pests.

C. The Commissioner, by virtue of the authority in him vested by 4-2-2, does establish a quarantine setting forth the name of the pest against which the quarantine is established, the infested area, the products regulated, and specifying conditions governing shipments and issuance of certificates under which products may be shipped.

R68-10-2. Pest.

European Corn Borer (*Pyrausta nubilalis*)

R68-10-3. Areas Under Quarantine.

All States and Districts of the United States except the States of Alaska, Arizona, California, Hawaii, Idaho, Nevada, New Mexico, Oregon, and Washington.

R68-10-4. Infested Areas.

Entire States of Alabama, Arkansas, Colorado, Connecticut, Delaware, Georgia, Illinois, Iowa, Indiana, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, Wyoming, and the District of Columbia.

R68-10-5. Commodities Covered.

Restricted Products: Corn, broomcorn, sorghums, and sudangrass plants and all parts thereof, including seed and shelled grain, and stalks, ears, sweet corn on the cob, and all other parts (except seed for planting purposes and popcorn for human consumption when free from portions of plants or fragments capable of harboring larvae of European Corn Borer); beans in the pod, beets, celery, peppers (fruits), endive, Swiss chard, and rhubarb (cut or plants with roots); cut flowers and entire plants of aster, chrysanthemum, calendula, cosmos, hollyhock, marigold, zinnia, Japanese hop, dahlia (except tubers without stems), and gladiolus (except corms without stems), are hereby declared to be hosts or possible carriers of the pest herein quarantined against.

R68-10-6. Restrictions.

A. Definitions. As used in this section, the following words and terms shall be construed respectively to mean:

1. "Portions of plants or fragments capable of harboring larvae of European Corn Borer" - Any portion of a host plant of any shape or size which cannot be passed through a 1/2 inch square aperture, and any completely whole, round uncrushed section, portion, or piece of cob, stalk, or stem of one-inch or more in length and 3/16-inch or more in diameter.

2. "Official Certificate" - a document, issued by a duly authorized representative of the designated State Department of Agriculture evidencing compliance with the provisions of this rule and setting forth all information and facts hereinafter required.

B. Certification is required on all shelled grain from areas under quarantine. Except as provided in paragraph E. below, each lot or shipment of shelled corn, broomcorn, sorghums and sudangrass grown in or shipped from the area under quarantine described in section 2. imported or brought into this state shall be accompanied by an official certificate evidencing compliance with one of the following conditions:

1. Certificates on shelled grain grown in or shipped from the infested area, must either affirm that said grain has been passed through a 1/2-inch mesh screen or less and is believed to be free from stalks, cobs, stems, or portions of plants or fragments capable of harboring larvae of the European Corn Borer, and further, that the car or truck was free from stalks, cobs, stems, or such portions of plants or fragments at the time of loading; or, affirm that said grain has been fumigated by a method and in a manner prescribed by the Utah Department of Agriculture, and setting forth the date of fumigation, dosage schedule, and kind of fumigant used.

2. Certificates for shelled grain grown in and shipped from non-infested states under quarantine must be issued by the proper official of the state wherein such grain was produced, affirming that all such grain covered by said certificate is a product of said state wherein no European Corn Borer is known to exist and that its continued identity has been maintained to assure no blending or mixing with grain, plants, or portions thereof produced in or shipped from an infested area.

C. Any lot or shipment of shelled grain arriving in this state which is not accompanied by an official certificate as hereinbefore required, or which is certified on the basis of freedom from contamination with portions of plants or fragments capable of harboring larvae of European Corn Borer as defined above and which is found to be so contaminated, shall be deemed to be in violation of this quarantine.

D. All certificates issued in compliance with this quarantine shall also set forth the kind and quantity of the commodity constituting the lot or shipment covered thereby, the initials and number of the railway car or license number in the case of a truck, and the names and addresses of the shipper and consignee.

E. Small lots and packages of seed may be admitted without a certificate. Individual shipments or lots of one hundred pounds or less of clean shelled grain and seed covered by this quarantine, or comprised of packages of less than ten pounds, are hereby exempted from the certification requirements and will be admitted into this state subject to inspection and freedom from portions of plants or fragments capable of harboring European Corn Borer.

F. Stalks, ears, cobs, or other parts, fragments, or debris of corn, broomcorn, sorghums, and sudangrass may be admitted under a fumigation treatment certificate. Stalks, ears, cobs, or other parts, fragments, or debris of corn, broomcorn, sorghums, and sudangrass grown in or shipped from the area under quarantine imported as such or as packing or otherwise, will be admitted into the State of Utah only provided each lot or shipment is accompanied by an official certificate of the state of origin, affirming that all stalks, ears, cobs, or other parts, fragments, or debris of such plants accompanied thereby have been fumigated by a method and in a manner prescribed by the Commissioner, and setting forth the date and full particulars of the treatment applied; except, that stalks, ears, cobs, or other parts, fragments, or debris of said plants grown in and shipped from states under quarantine not listed in the infested area will be admitted into the State of Utah, provided each shipment or lot is accompanied by an official certificate of the state where produced, affirming that such product is a product of said state wherein no European Corn Borer is known to exist and that continued identity of the product has been maintained to assure no handling or storage in association with stalks, ears, cobs, or other parts, fragments, or debris of such plants grown in or shipped from infested areas herein described. All certificates issued in compliance with this paragraph must also set forth the kind and quantity of the commodity constituting the lot or shipment covered thereby, the initials and number of the railway car or license number in the case of a truck, and the names and addresses of the shipper and consignee.

G. Certification is required on certain vegetable and ornamental plants and plant products produced in or shipped from an infested area. Except as provided in paragraph h. below, beans in the pod, beets, celery, peppers (fruits), endive, Swiss chard, and rhubarb (cut or plants with roots); cut flowers and entire plants of aster, chrysanthemum, calendula, cosmos, hollyhock, marigold, zinnia, Japanese hop, dahlia (except tubers without stems), and gladiolus (except corms without stems) produced in or shipped from the infested area will be admitted into the State of Utah, provided each lot or shipment is officially certified by a duly authorized official of the state where produced, evidencing that such plants, products, or cut flowers have been inspected or that the greenhouse or growing grounds where same were produced were inspected and no European Corn Borer was found, or that such plants, products, or cut flowers have been fumigated by a method and in a manner prescribed by the Utah Department of Agriculture and setting forth the date of fumigation, dosage schedule, and kind of fumigant used. No restrictions are placed by this quarantine on the entry into Utah of such vegetable and ornamental plants and plant products produced in and shipped from any non-infested state.

H. Certain restricted products are conditionally exempt from certification. Certification requirements of paragraph G. above are hereby waived on individual shipments or lots of certain restricted vegetable, ornamental plants, and plant products described therein, under and subject to the following conditions:

1. In lots of shipments of ten (10) pounds or less--beans in the pod, beets, peppers (fruits), endive, Swiss chard, and rhubarb (cut or plants with roots).

2. During period of November 30th to May 1st - divisions without stems of the previous year's growth, rooted cuttings, seedling plants and cut flowers of aster, chrysanthemum, calendula, cosmos, hollyhock, marigold, zinnia, and Japanese Hop.

I. Manufactured or processed products are exempt from restriction. No restrictions are placed by this quarantine upon the movement of the restricted products herein defined which are processed or manufactured in such a manner as to eliminate all danger of carrying the pest herein quarantined against.

R68-10-7. Enforcing Powers.

A. Authorized agents of the Utah Department of Agriculture shall refuse admittance into the State of Utah any quarantined products that do not meet the provisions of this quarantine.

B. Any shipment found within Utah in violation of this quarantine shall be treated to comply with this quarantine or be returned to the shipper at once. In either case, the shipper shall stand the expense incurred.

R68-10-8. Approved Fumigation Treatment for European Corn Borer Bulk Shelled Grain (corn, broomcorn, sorghum and sudangrass in railway cars or trucks).

Atmospheric fumigation for a period of 16 hours using methyl bromide at the following rates to be determined by the temperature of the product and interior of the car during the period of exposure.

TABLE

TEMPERATURE	LBS. PER 1,000 CU. FT.
60 degrees F. and above	4
55-59 degrees F.	4.5
50-54 degrees F.	5
45-49 degrees F.	5.5
40-44 degrees F.	6
35-39 degrees F.	6.5
30-34 degrees F.	7
25-29 degrees F.	7.5
20-24 degrees F. (minimum)	8

(Hot gas method of application must be used at temperatures below 40 degrees F.)

R68-10-9. Requirements During Fumigation.

A. Truck and railway cars being used as fumigating chambers must be sealed in a manner to make them gas-tight.

B. Blowers shall be provided to circulate the gas throughout the space being fumigated.

C. When fumigation takes place below 40 degrees F., a hot gas method of fumigation must be used.

CAUTION: Methyl bromide (CH₃Br) is a colorless, odorless, volatile liquid which when released at ordinary temperatures is a gas injurious to all forms of animal life. Proper precautions should be observed by all persons when handling it. Contact the Utah Department of Agriculture for further information.

KEY: plant diseases

1987

Notice of Continuation August 21, 1996

4-2-2

R68. Agriculture, Plant Industry.

R68-12. Quarantine Pertaining to Mint Wilt.

R68-12-1. Authority.

- A. Promulgated under authority of 4-2-2.
- B. It has been determined that the disease known as Mint Wilt caused by the organism *Verticillium Albo-atrum* R and B or *Verticillium dahliae* is injurious to peppermint and spearmint, resulting in drastically lowered oil production in areas of severe infection; and
- C. restricting the movement of rootstocks in other states has been effective in retarding the spread of the disease to new areas of production, and in making growers aware of the necessity of better sanitary and cultural practices; and
- D. the strain of *Verticillium* wilt known to infect mint is not known to be present in the State of Utah;
- E. The Commissioner of Agriculture of the State of Utah, by virtue of the authority vested in him by the provisions of 4-2-2 establishes a quarantine in order to prevent the introduction and subsequent spread of the *Verticillium* wilt disease of mint into and within the State of Utah, setting forth:
 - 1. quarantined areas;
 - 2. restricted areas;
 - 3. regulated articles;
 - 4. conditions governing movement, and
 - 5. required in-state certification of mint.

R68-12-2. Definitions.

For the purpose of this quarantine, the following terms are defined:

- A. "Department" means the Utah Department of Agriculture.
- B. "Disease organism" means *Verticillium Albo-atrum* R and B or *Verticillium dahliae* varieties capable of causing wilt of mint.
- C. "Mint" means any plant or part thereof of the genus *Mentha*.
- D. "Mint planting stock" includes any portion of the mint used for reproduction and/or propagation.
- E. "Certified mint planting stock" means mint planting stock carrying a sealed certification tag or a certificate provided by the official certification agency of the state of origin.

R68-12-3. Quarantined Areas.

All areas outside the State of Utah.

R68-12-4. Restricted Areas.

All areas within the State of Utah.

R68-12-5. Regulated Articles.

All mint planting stock.

R68-12-6. Prohibited Articles.

All mint planting stocks which are not certified by the official certification agency of the state of origin.

R68-12-7. Conditions Governing Movement.

A. Entry into State. No person shall import or move in any manner into the State of Utah any mint unless it carries a sealed certification tag or a certificate issued by the official agency of the state of origin. Any imported mint not meeting this requirement shall be returned to the point of origin or destroyed at the option and expense of the importer.

B. Movement within State. No mint planting stock shall be moved within the State of Utah unless it carries a sealed certification tag or a certificate issued by the official certification agency of the state of Utah.

R68-12-8. Certification Required Within State.

All mint planting stock imported into the State of Utah shall be placed under the certification program of the Utah Crop Improvement Association and shall comply with the certification requirements and standards as established by that agency. All mint plantings in Utah must be maintained under certification or destroyed. If the Department finds any mint within the State of Utah infested with the wilt disease organism, it shall require the destruction of the same.

R68-12-9. Waiver of Liability.

Any shipment of mint planting stock found within the State of Utah in violation of this quarantine must, under the immediate supervision of the State Department of Agriculture, be destroyed or returned to the shipper at once. In either case, the shipper shall stand the expense of disposition of such shipment and the State of Utah assumes no liability for costs associated therewith. Any violation of these orders will be dealt with according to law.

KEY: plant diseases

1987

Notice of Continuation August 21, 1996

4-2-2

R68. Agriculture, Plant Industry.

R68-14. Quarantine Pertaining to Gypsy Moth - Lymantria Dispar.

R68-14-1. Authority.

Promulgated under authority of 4-2-2 and 4-35-9.

R68-14-2. Purpose.

For the following reasons this rule is enacted:

1. Gypsy Moth (*Lymantria dispar*) has recently been found in the state of Utah, and
2. it will survive and multiply rapidly in the state of Utah, and
3. it is a serious pest to forest, residence, park, and agricultural tree plantings, and
4. it is capable of destroying watershed areas, orchards, or ornamentals, and
5. it is also a nuisance to the general public.

R68-14-3. Definitions.

The definitions set forth in this section shall apply throughout this chapter.

- A. "Commissioner" means the Commissioner of Agriculture of this state, or a duly authorized representative.
- B. "Department" means the Utah State Department of Agriculture.
- C. "Interior quarantine" means a quarantine within the state of Utah established against the movement of designated plant pests, life stages, their hosts, and possible carriers from areas identified as being infested by the Utah State Department of Agriculture.
- D. "Exterior quarantine" means a quarantine established against the movement into Utah State of designated plant pests, life stages, their hosts, and possible carriers from areas identified as being infested by the Utah State Department of Agriculture.
- E. "Gypsy Moth (*Lymantria dispar*)" means a lepidopterous insect of the family *Lymantriidae* which in the larval stage defoliates many species of trees and shrubs.
- F. "Qualified certified applicator (QCA)" means any individual who is (1) certified pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (86 Stat. 983; 7 U.S.C. 136b) as a certified commercial applicator in a category allowing use of the Restricted Use Pesticides recommended for use in the treatment of outdoor household articles for gypsy moth and (2) who has attended and completed a workshop segment approved by USDA Animal and Plant Health Inspection Service on the identification and treatment of gypsy moth life stages on regulated articles.
- G. Regulated Articles: are those articles and commodities listed in R68-14-5 A.-E.

R68-14-4. Quarantine - Gypsy Moth - Area Under Order.

A. Interior Quarantine. Real and personal properties within the State where the department identified multiple gypsy moth life stages and where occupants and/or owners of those properties have been notified by the department of the gypsy moth infestation and to the effect that the subject property is under quarantine pursuant to Title 4, Chapter 2, Section 2. The department shall post quarantined areas both at entrance points and exit points with signs no smaller than 22" x 34".

B. Exterior Quarantine. All areas of the United States and Canada that are declared high risk by the United States Department of Agriculture, Animal and Plant Health Inspection Service, plant protection and quarantine or Utah Commissioner of Agriculture.

R68-14-5. Quarantine/Gypsy Moth Hosts and Carriers.

The following regulated articles and commodities are placed under quarantine when located within or originating from an area as described in R68-14-4

- A. Trees, shrubs with persistent woody stems, Christmas trees, and parts of such trees and shrubs (except seeds, fruits and cones).
- B. Timber and building materials, including but not limited to such items as lumber, planks, poles, logs, firewood, pulpwood, fencing, and building blocks.
- C. Mobile homes, recreational vehicles, trailers, boats, camping gear, and associated equipment.
- D. Outdoor household articles including but not limited to such items as furniture, toys, garden tools, garden machinery, animal houses, storage sheds.
- E. Any other items or means of conveyance not covered above when that item or conveyance is determined by the Commissioner to present a hazard of the spread of any life stage of gypsy moth.

R68-14-6. Gypsy Moth Quarantine Restrictions - Interior.

Items under quarantine are prohibited of movement from the area under quarantine except as follows:

- A. Any item under quarantine may be inspected and certified for movement by a Department or Federal Inspector. In addition, OHA's can be certified if inspected and found free of all stages of gypsy moth by QCA or the homeowner.
- B. Garden prunings from trees and shrubs may be removed from quarantine areas only when they are moved in tarped vehicles to the city or county dumps where such material is to be burned, incinerated, buried, composted, or otherwise treated or handled in a manner that is approved by the Commissioner and does not pose a hazard to the spread of gypsy moth life stages.
- C. Such items cleaned or treated shall be certified by a Department or Federal Inspector, before movement from the quarantine area. In addition, OHA's can also be cleaned or treated by a QCA or homeowner before movement from the quarantine area.
- D. Expense of cleaning or treatment of articles or commodities for gypsy moth shall be the responsibility of the person in possession of the articles or commodities, or the consignee in case of commercial shipment by common carriers of household goods.

R68-14-7. Gypsy Moth Quarantine Restrictions - Exterior.

Quarantined articles and commodities are prohibited entry into the state of Utah from areas described by R68-14-5 B. except under the following conditions:

A. All move-ins to the State of Utah from an area known to be infested with Gypsy Moth will be required to register their Utah residence with the State Department of Agriculture within thirty days of entering the State of Utah. The Department of Agriculture shall provide at points of entry, Driver License Offices, and County Courthouses self-addressed, postage paid notice forms, or

B. Submission to the Commissioner of a completed "Gypsy Moth Outdoor Household Articles Transit Inspection Follow-up Worksheet" or other official State or APHIS Inspection Form stating:

1. origin of regulated articles prior to movement to Utah;
2. Utah address stating where regulated articles are destined;
3. address of owner if different from (2) above.

C. The Department of Agriculture may inspect all regulated articles of move-ins from quarantined areas. The Department will maintain a Gypsy Moth trap for two entire seasons at residences of all new move-ins from quarantined areas.

D. A person's failure to provide the Department of Agriculture with the official Notice Form or form described in R68-14-7(B) above within the prescribed time shall be in violation of this quarantine and may be liable for costs associated with any eradication program caused by failure to notify the Department.

R68-14-8. Certification of QCA's.

A. To facilitate the issuance of certification for property movement out of quarantined areas the Commissioner shall provide training certification workshops to certify licensed pesticide applicators to become QCA's as defined in the definitions. QCA may charge for inspections.

R68-14-9. Forms.

A. Inspection certificate: The following form shall be issued by the Commissioner or QCA after thorough inspection.

R68-14-10. Violations and Penalties.

A. Any fraudulent use of or use of incorrect information on any forms used in the enforcement of this quarantine is a violation of this quarantine.

B. Any intentional movement of Gypsy Moth life stages from any infested area is a violation. Failure to perform or have inspection will constitute intentional movement as well as willfully moving property after notification.

C. Failure to register with the Department of Agriculture within 30 days of moving to Utah from an area defined in R68-14-4 B, is a violation of this quarantine.

D. Failure to comply with any provisions of this quarantine shall be a violation of this quarantine.

E. Violators of this quarantine shall be subject to civil penalties of not more than \$5,000 per violation as defined in 4-2-15.

KEY: quarantine

1989

4-2-2

4-35-9

Notice of continuation 1994

Effective May 1, 1994.

R68. Agriculture, Plant Industry

Rule R68-15. Quarantine Pertaining to Japanese Beetle, (*Popillia Japonica*).

As in effect on March 18, 1999 Sections

- ! R68-15-1. Authority.
- ! R68-15-2. Pest.
- ! R68-15-3. Areas Under Quarantine.
- ! R68-15-4. Articles and Commodities Under Quarantine.
- ! R68-15-5. Restrictions.
- ! R68-15-6. Disposition of Violations.

R68-15-1. Authority.

- A. Promulgated under authority of Subsection 4-2-2(1)(j) and 4-2-2(1)(l)(ii).
- B. Refer to the Notice of Quarantine, Japanese Beetle, (*Popillia Japonica*), Effective January 4, 1993, issued by Utah Department of Agriculture and Food.

R68-15-2. Pest.

Japanese beetle, *Popillia japonica*, a beetle, family Scarabaeidae, which in the larval state attacks the roots of many plants and as an adult attacks the leaves and fruits of many plants.

R68-15-3. Areas Under Quarantine.

- A. The following states have been placed under a general quarantine to prohibit the entry of Japanese Beetle into Utah through the sale of plants and plant products: the entire states of Alabama, Colorado, Connecticut, Delaware, Georgia, Illinois, Iowa, Indiana, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.
- B. The same general quarantine shall apply from the following states in provinces of Canada:
 - 1. In the Province of Ontario: Lincoln, Welland, and Wentworth.
 - 2. In the Province of Quebec: Missiquoi and St. Jean.
- C. Any areas not mentioned above where Japanese Beetle has been found or known to occur shall also be placed under this same general quarantine.

R68-15-4. Articles and Commodities Under Quarantine.

- A. The following are hereby declared to be hosts and possible carriers of all life stages of the Japanese beetle:
 - 1. Soil, humus, compost and manure (except when commercially packaged and treated);
 - 2. All plants with roots (except bareroot plants free from soil).
 - 3. Grass Sod;
 - 4. Plant crowns or roots for propagation (except when free from soil);
 - 5. Bulbs, corms, tubers, and rhizomes of ornamental plants (except when free from soil);
 - 6. Any other plant, plant part, article, or means of conveyance when it is determined by a Utah State Plant Quarantine Officer to present a hazard of spreading live Japanese beetle due to infestation or exposure to infestation by Japanese beetle.
- B. Packing material added to bareroot plants after harvesting would not normally pose a pest risk. Packing material would be covered under (6) above, at the inspector's discretion.
- C. Free From Soil - For the purposes of this quarantine, free from soil is defined as soil in amounts that could not contain concealed Japanese beetle larvae or pupae.

R68-15-5. Restrictions

All commodities covered are prohibited entry into Utah from the area under quarantine unless they have the required certification. Plants may be shipped from the area under quarantine into

Utah provided such shipments conform to one of the options below and are accompanied by a certificate issued by an authorized state agricultural official at origin. Note that not all protocols approved in the U.S. Domestic Japanese Beetle Harmonization Plan are acceptable for Utah. Advance notification of regulated commodity shipment is required. The certificate shall bear the name and address of the shipper and receiver as well as the inspection/certificate date and the signature of state agricultural office. The certifying official shall mail, FAX or e-mail a copy of the certificate to Director, Plant Industry Division, Utah Department of Agriculture and Food, 350 North Redwood Road, P.O. Box 146500, Salt Lake City, Utah 84114-6500, FAX: 801/538-7189, e-mail: agmain.dwilson@email.state.ut.us. The shipper shall notify the receiver to hold such commodities for inspection by the Utah Department of Agriculture and Food. The receiver must notify the Utah Department of Agriculture and Food of the arrival of commodities imported under the provisions of this quarantine and must hold such commodities for inspection. Such certificates shall be issued only if the shipment conforms fully with (a), (b), (c), (d) or (e) below:

(a) Production in an Approved Japanese Beetle Free Greenhouse/Screenhouse. All the following criteria apply: All media must be sterilized and free of soil; All stock must be free of soil (bareroot) before planting into the approved medium; The potted plants must be maintained within the greenhouse/screenhouse during the entire adult flight period; During the adult flight period the greenhouse/screenhouse must be made secure so that adult Japanese beetles cannot gain entry. Security will be documented by the appropriate phytosanitary officials of the origin state department of agriculture and must be specifically approved as a secure area. They shall be inspected by the same officials for the presence of all life stages of the Japanese beetle; The plants and their growing medium must be appropriately protected from subsequent infestation while being stored, packed and shipped; Certified greenhouse/screenhouse nursery stock may not be transported into or through any infested areas unless identity is preserved and adequate safeguards are applied to prevent possible infestation; Each greenhouse/screenhouse operation must be approved by the phytosanitary officials as having met and maintained the above criteria, and issued an appropriate certificate bearing the following declaration: AThe rooted plants (or crowns) were produced in an approved Japanese beetle free greenhouse or screenhouse.@ The certificate accompanying the shipment must have the same statement as an additional declaration.

(b) Production During a Pest Free Window. The entire rooted plant production cycle will be completed within a pest free window, in clean containers with sterilized and soilless growing medium, i.e., planting, growth, harvest, and shipment will occur outside the adult Japanese beetle flight period, June through October. The accompanying phytosanitary certificate shall bear the following additional declaration: AThese plants were produced outside the Japanese beetle flight season.@

(c) Applications of Approved Regulatory Treatments. All treatments will be performed under direct supervision of a phytosanitary official of the origin state department of agriculture or under a compliance agreement thereof. Treatments and procedures under a compliance agreement will be monitored closely throughout the season. State phytosanitary certificates listing and verifying the treatment used must be forwarded to the receiving state via fax or electronic mail, as well as accompanying the shipment. Note that not all treatments approved in the U.S. Domestic Japanese Beetle Harmonization Plan are acceptable for Utah. The phytosanitary certificate shall bear the following additional declaration: AThe rooted plants were treated to control *Popillia japonica* according to the criteria for shipment to category 1 states as provided in

the U.S. Domestic Japanese Beetle Harmonization Plan and Utah Japanese Beetle Quarantine. @

(A) Dip Treatment - B&B and Container Plants. Not approved.

(B) Drench Treatments - Container Plants Only. Not approved for ornamental grasses or sedges. Potting media used must be sterile and soilless, containers must be clean. Field potted plants are not eligible for certification using this protocol. This is a prophylactic treatment protocol targeting eggs and early first instar larvae. If the containers are exposed to a second flight season they must be retreated.

(1) Imidacloprid (Marathon 60WP). Apply one-half (0.5) gram of active ingredient per gallon as a prophylactic treatment just prior to Japanese beetle adult flight season (June 1, or as otherwise determined by the Phytosanitary official). Apply tank mix as a drench to wet the entire surface of the potting media. A twenty-four (24) gallon tank mix should be enough to treat 120-140 one-gallon containers. Avoid over drenching so as not to waste active ingredient through leaching. During the adult flight season, plants must be retreated after sixteen (16) weeks if not shipped to assure adequate protection.

(2) Bifenthrin (Talstar Nursery Flowable 7.9%). Mix at the rate of twenty (20) ounces per 100 gallons of water. Apply, as a drench, approximately eight (8) ounces of tank mix per six (6) inches of container diameter.

(C) Media (Granule) Incorporation - Container Plants Only. All pesticides used for media incorporation must be mixed prior to potting and plants potted a minimum of thirty (30) days prior to shipment. Potting media used must be sterile and soilless; containers must be clean. The granules must be incorporated into the media prior to potting. Field potted plants are not eligible for treatment. This treatment protocol targets eggs and early first instar larvae and allows for certification of plants that have been exposed to only one flight season after application. If the containers are to be exposed to a second flight season they must be repotted with a granule incorporated mix or retreated using one of the approved drench treatments. Pesticides approved for media incorporation are:

(1) Imidacloprid (Marathon 1G). Mix at the rate of five (5) pounds per cubic yard.

(2) Bifenthrin (Talstar Nursery Granular or Talstar T&O Granular (0.2)). Mix at the rate of 25 ppm or one-third (0.33) of a pound per cubic yard based on a potting media bulk density of 200.

(3) Tefluthrin (Fireban 1.5 G). Mix at the rate of 25 ppm based on a potting media bulk density of 400.

(D) Methyl Bromide Fumigation. Nursery stock: methyl bromide fumigation at NAP, chamber or tarpaulin. See the California Commodity Treatment Manual for authorized schedules.

(E) Other treatment or protocol not described herein may be submitted for review and approval to the Commissioner of the Utah Department of Agriculture and Food.

(d) Detection Survey for Origin Certification. Japanese Beetle Harmonization Plan protocol not approved. Alternative approved protocol: States listed in the area under quarantine may have counties that are not infested with Japanese beetle. Shipments of commodities covered may be accepted from these noninfested counties if annual surveys are made in such counties and adjacent counties and the results of such surveys are negative for Japanese beetle. In addition, the plants must be greenhouse grown or contained in media that is sterilized and free of soil and the shipping nursery must grow all their own stock from seed, unrooted cuttings or bareroot material. A list of counties so approved will be maintained by the Utah Department of Agriculture and Food. Agricultural officials from a quarantined state or province may recommend a noninfested county be placed on the approved county list by writing for such approval and stating how surveys were conducted giving the following information:

(A) Areas surveyed

(B) How survey was carried out

(C) Number of traps

(D) Results of survey

(E) History of survey

If a county was previously infested, give date of last infestation. If infestations occur in neighboring counties, approval may be denied. To be maintained on the approved list, each county must be reapproved every twelve (12) months. Shipments of commodities covered from noninfested counties will only be allowed entry into Utah if the uninfested county has been placed on the approved list prior to the arrival of the shipment in Utah. The certificate must have the following additional declaration: AThe plants in this consignment were produced in (name of county), state of (name of state of origin) that is known to be free of Japanese beetle. @

(e) Privately owned house plants obviously grown, or certified at the place of origin as having been grown indoors without exposure to Japanese beetle may be allowed entry into this state without meeting the requirements of section (4). Contact the Utah Department of Agriculture and Food for requirements: Director, Plant Industry Division, Utah Department of Agriculture and Food, 350 North Redwood Road, P.O. Box 146500, Salt Lake City, Utah 84114-6500, FAX: 801/538-7189, e-mail: agmain.dwilson @email.state.ut.us.

R68-15-6. Disposition of Violations.

Any or all shipments or lots of quarantined articles or commodities listed in R68-15-4 above arriving in Utah in violation of this quarantine shall immediately be sent out of the state, destroyed, or treated by a method and in a manner as directed by the Commissioner of the Utah Department of Agriculture and Food or his agent. Treatment shall be performed at the expense of the owner, or owners, or their duly authorized agent. Noncompliance with the Japanese Beetle Quarantine provisions may result in Civil Penalties up to \$5,000 per violation and/or revocation of nursery license.

KEY: quarantine

Date of last substantive amendment: March 18, 1999

R68. Agriculture, Plant Industry

Rule R68-16. Quarantine Pertaining to Pine Shoot Beetle, *Tomicus piniperda*.

As in effect on February 1, 1999

Sections

- R68-16-1. Authority.
- R68-16-2. Pest.
- R68-16-3. Areas Under Quarantine.
- R68-16-4. Articles and Commodities Under Quarantine.
- R68-16-5. Restrictions.
- R68-16-6. Disposition of Violations.

R68-16-1. Authority.

- A. Promulgated under authority of Subsection 4-2-2(1)(k), 4-2-2(1)(l)(ii) and Section 4-35-9.
- B. Refer to the Notice of Quarantine, Pine Shoot Beetle, *Tomicus piniperda* (Linnaeus), Effective December 28, 1992, issued by Utah Department of Agriculture and Food.

R68-16-2. Pest.

Pine Shoot Beetle, *Tomicus Piniperda* (Linnaeus), a beetle, family Scolytidae, is a serious pest of pine trees, and also known to damage fir, larch, and spruce trees by attacking the trunks and stems.

R68-16-3. Areas Under Quarantine.

A. The counties in the states listed below are hereby considered quarantined areas due to the confirmed presence of the Pine Shoot Beetle, *Tomicus piniperda* (Linnaeus):

- 1. Illinois: Kane County
- 2. Indiana: Allen, Elkhart, Fulton, Jasper, Kosciusko, LaGrange, Lake, Laporte, Marshall, Newton, Noble Porter, Pulaski, St. Joseph, Starke, Stueben, Wells and Whitley counties.
- 3. Michigan: Cass, Monroe, St. Joseph and Barrien counties.
- 4. New York: Erie and Niagara counties.
- 5. Ohio: Ashland, Ashtabula, cuyahoga, Geauga, Huron, Lake, Lorain, Mahoning, Medina, Portage, Richland, Summit, Trumbull, and Wayne counties.
- 6. Pennsylvania: Crawford, Erie, and Lawrence counties.
- B. Any areas not mentioned above and subsequently found to be infested.

R68-16-4. Articles and Commodities Under Quarantine.

The following are hereby declared to be regulated articles, hosts, and possible carriers of the Pine Shoot Beetle:

- A. The Pine Shoot Beetle, *Tomicus piniperda* (Linnaeus), in any living stage of development.
- B. Plants of the genus *Pinus* spp. whether balled and burlapped or cut live for use as Christmas trees.
- C. Timber or whole log forms of the genus *Pinus* spp., *Abies* spp., *Larix* spp., and *Picea* spp. with bark intact.
- D. Ornamental foliage from the genus *Pinus* spp.
- E. Any other plant, plant part, article, or means of conveyance when it is determined by the Commissioner of the Department of Agriculture and Food or the Commissioner's duly authorized agent to present a hazard of spreading live Pine Shoot Beetle due to infestation or exposure to infestation by Pine Shoot Beetle.

R68-16-5. Restrictions.

A. All articles and commodities under quarantine are prohibited entry into Utah from an area under quarantine with the following exceptions:

- 1. From uninfested areas of the states listed in R68-16-3 when accompanied by a certificate of origin stating the origin of the material and that the plant material originated from an area not known to be infested with the Pine Shoot Beetle.
- 2. Regulated logs and lumber may be permitted entry only when such articles are certified by an authorized state or federal inspector to have been fumigated in accordance with the following schedule: Logs and lumber may be treated with methyl bromide at normal atmospheric pressure with 48 g/m³ (3 lbs/1000 ft.³) for 16 hours at 21 C (70 F), or above, or 80 g/m³ (5 lb./1000 ft. 3) for 16 hours at 4.5 -22.5 C (40 -69 F). Additionally, such treated articles shall be protected from reinfestation prior to shipping and an official fumigation certificate signed by or bearing a facsimile signature of the authorized agricultural inspection official of the state of origin shall accompany each load or lot of regulated articles so fumigated. Such certificate shall include, but not be limited to the following information: Verification that the articles were fumigated, the date, the exact location or place of fumigation and the dosage of the fumigant used.

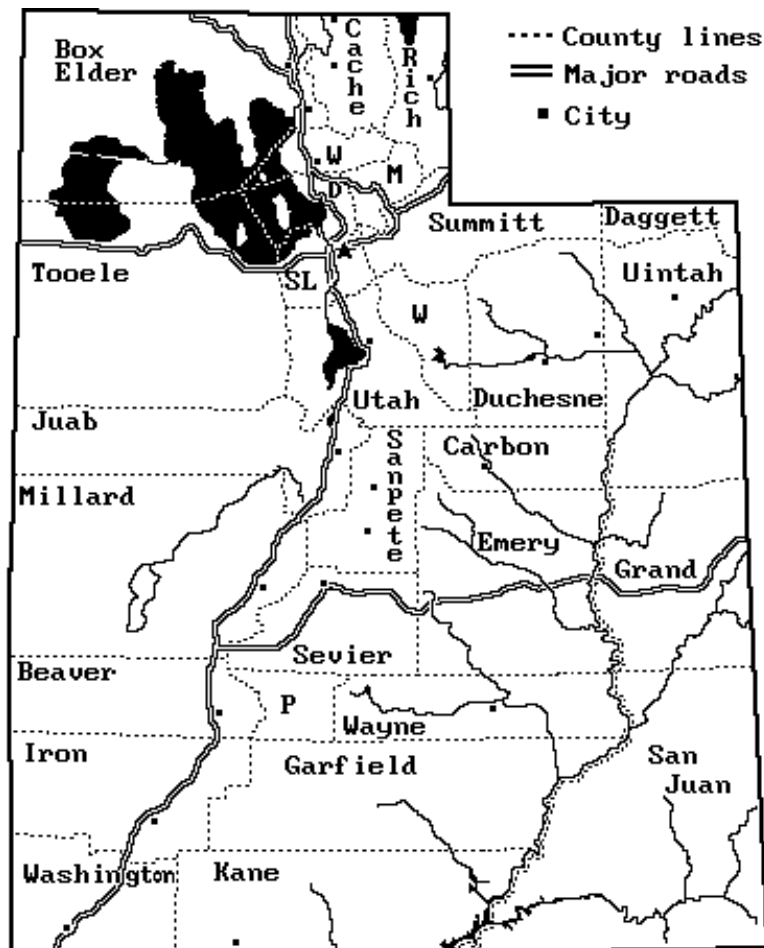
R68-16-6. Disposition of Violations.

Any or all shipments or lots of quarantined articles or commodities listed in R68-16-4, arriving in Utah in violation of this quarantine shall immediately be sent out of the state, destroyed, or treated by a method and in a manner as directed by the Commissioner of the Utah Department of Agriculture and Food or his agent. Treatment shall be performed at the expense of the owner, or owners, or their duly authorized agent.

Date of last substantive amendment: 1994

Notice of Continuation September 11, 1998

Last modified: Friday, February 26, 1999



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